

CITY COUNCIL AGENDA
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

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- CALL TO ORDER
- ANNOUNCEMENT RE: COMPLIANCE WITH OPEN MEETING LAW
- INVOCATION - DR. ROBERT E. FOWLER, SR., VICTORY MISSIONARY BAPTIST CHURCH
- PLEDGE OF ALLEGIANCE

MINUTES:

PRESENT: MAYOR GOODMAN and COUNCIL MEMBERS REESE, M. McDONALD, BROWN, L.B. McDONALD, WEEKLY, and MACK

Also Present: CITY MANAGER DOUG SELBY, DEPUTY CITY MANAGER STEVE HOUCHENS, DEPUTY CITY MANAGER BETSY FRETWELL, CITY ATTORNEY BRAD JERBIC, ASSISTANT CITY ATTORNEY JOHN REDLEIN (A.M. Session), DEPUTY CITY ATTORNEY TOM GREEN, DEPUTY CITY ATTORNEY BRYAN SCOTT (P.M. Session), and CITY CLERK BARBARA JO RONEMUS

ANNOUNCEMENT MADE – Meeting noticed and posted at the following locations:

Las Vegas Library, 833 Las Vegas Boulevard North

Senior Citizens Center, 450 E. Bonanza Road

Clark County Government Center, 500 S. Grand Central Parkway

Court Clerk's Bulletin Board, City Hall

City Hall Plaza, Posting Board

(9:06)

1-1

DR. ROBERT E. FOWLER, SR., Victory Missionary Baptist Church, gave the invocation.

(9:06 – 9:08)

1-22

City of Las Vegas

CITY COUNCIL MEETING OF FEBRUARY 19, 2003 Announcements – Continued:

MINUTES:

The Palo Verde High School Band played the National Anthem.

(9:08 – 9:10)

1-76

MAYOR GOODMAN led the audience in the Pledge.

(9:10 – 9:11)

1-140

MAYOR GOODMAN recognized the students from Valley High School who were in the audience.

(9:21 – 9:22)

1-509

MAYOR GOODMAN recognized students from Calvary Chapel in the audience.

(9:24)

1-573

MAYOR GOODMAN commented that reporter JAN MOELLER will be leaving the City of Las Vegas for New Orleans. MR. MOELLER has been objective, fair and has not been mean spirited with a hidden agenda. It has been a pleasure working with him. COUNCILMEN REESE and WEEKLY concurred.

(11:12 – 11:13)

2-1550

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PUBLIC AFFAIRS

DIRECTOR: DAVID RIGGLEMAN

☐

CONSENT

☐

DISCUSSION

SUBJECT:

CEREMONIAL:

RECOGNITION OF EMPLOYEE OF THE MONTH

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

RECOMMENDATION:

BACKUP DOCUMENTATION:

MOTION:

None required.

MINUTES:

JAMES CARMANY, Court Administrator, KEITH GRONQUIST, Court Support Services Manager, and LIEUTENANT WILLIAM REYNOLDS, Municipal Court Marshal, joined MAYOR GOODMAN in recognizing CLARA "TOODY" HANCOCK, Municipal Court Marshal, as February's Employee of the Month. MS. HANCOCK has been a City employee since 6/84, and she came up with a way to make the court and citizens safer. When she learned there are many people in the community who come to the Las Vegas Municipal Court who might also have unfinished business in other jurisdictions, and some of these individuals may even be wanted by the law, she suggested that a warrants check be performed on each person appearing before the court for each session. While continuing to perform her everyday duties, MS. HANCOCK took the initiative to research the validity of her request, gain approval, and obtain proper authorization and the equipment to carry out her idea. The results were positive and immediate.

Since this new process was implemented, MS. HANCOCK has identified 216 people with outstanding misdemeanor warrants, 3 gross misdemeanor warrants, and 27 felony warrants. The misdemeanants were encouraged to take care of their unfinished business by the presiding judge and given a return date so the judge could verify compliance.

City of Las Vegas

CITY COUNCIL MEETING OF FEBRUARY 19, 2003

Ceremonial

Employee of the Month

MINUTES – Continued:

A total of 28 people were surrendered to the appropriate jurisdictions, including North Las Vegas Police Department, Las Vegas Metropolitan Police Department, Henderson Police Department, and the U.S. Marshal Service. Charges on these people ranged from fraud to sexual assault of a minor. These were individuals who might not otherwise have been brought to justice. As a result of MS. HANCOCK's efforts, the other four judicial departments that handle criminal offenses in Municipal Court have adopted this procedure.

The Las Vegas community is a safer place thanks to MS. HANCOCK's initiative and common-sense approach. On behalf of the entire City Council, MAYOR GOODMAN thanked and congratulated her.

MR. CARMANY said that the employees of Municipal Court are very proud that MS. HANCOCK was selected as Employee of the Month. He congratulated her for her outstanding job performance.

MS. HANCOCK said she was very happy to receive this award. She said that Las Vegas is a wonderful community and she feels greatly rewarded to be able to work for the City.

(9:11 – 9:15)

1-170

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PUBLIC AFFAIRS

DIRECTOR: DAVID RIGGLEMAN

☐

CONSENT

☐

DISCUSSION

SUBJECT:

CEREMONIAL:

RECOGNITION OF PALO VERDE HIGH SCHOOL BAND

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

RECOMMENDATION:

BACKUP DOCUMENTATION:

Submitted after the meeting: copy of the proclamation presented

MOTION:

None required.

MINUTES:

COUNCILMAN BROWN said that the City of Las Vegas was fortunate to have the Palo Verde High School Marching Band perform in the plaza that morning. The young men and women that make up the band have accomplished many things the past year. They served as ambassadors for the City of Las Vegas and were invited to London, England, for the New Year's Day Parade.

COUNCILMAN BROWN called up PAUL OISBOID, Principal, and LORNE REID, Band Director. MICHAEL ALLEN, Band Director, is also part of the group, but he could not be present.

MR. REID thanked the Council, in particular COUNCILMEMBERS BROWN and L.B. McDONALD for inviting them to the meeting to be recognized. He indicated that only the group that went to London could attend the meeting. The other half had to stay at school, but they are as much a part of the group as anyone else. He expressed appreciation to all the students and their parents. He also thanked MR. OISBOID.

COUNCILWOMAN McDONALD indicated that the young band members raised over \$100,000 to go overseas and represent, not just Las Vegas, but, in her opinion, also America in London. They were able to perform at the Westminster Central Hall for the London Gala Benefit Concert for charity and at the Lord Mayor of Westminster Benefit Concert for the renovation of St. Augustine's Cathedral. That is very impressive. She proclaimed 2/19/2003 Palo Verde High School Marching Band Day in the City of Las Vegas.

City of Las Vegas

CITY COUNCIL MEETING OF FEBRUARY 19, 2003

Ceremonial

Recognition of Palo Verde High School Band

MINUTES – Continued:

The Palo Verde Band played “Viva Las Vegas” for the Council and made a repeat performance at the request of the Mayor.

(9:15 – 9:21)

1-306

Also, COUNCILMAN WEEKLY introduced DIETRICH SANFORD, State President of Future Business Leaders of America, who presented MAYOR GOODMAN with the Character of Enterprise Community award. It was presented on behalf of the Nevada Chapter for his outstanding community leadership, character, and commitment to the future of Nevada’s youth. MR. SANFORD indicated that the award would be formally presented at the Character of Enterprise Award Dinner 2003 on Friday, February 21, 2003, at the MGM Hotel.

(9:22 – 9:24)

1-509

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: CITY CLERK

DIRECTOR: BARBARA JO (RONI) RONEMUS ☐ **CONSENT** ☐ **DISCUSSION**

SUBJECT:

BUSINESS ITEMS:

Any items from the morning session that the Council, staff and/or the applicant wishes to be stricken or held in abeyance to a future meeting may be brought forward and acted upon at this time

MOTION:

REESE – Motion to bring forward and STRIKE Items 38, 39, 40, 65, and 84 and Hold in ABEYANCE Item 50 to 3/5/2003 – UNANIMOUS

MINUTES:

There was no discussion.

(9:24 – 9:25)

1-591

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: CITY CLERK

DIRECTOR: BARBARA JO (RONI) RONEMUS ☐ **CONSENT** ☐ **DISCUSSION**

SUBJECT:

BUSINESS ITEMS:

Approval of the Final Minutes by reference of the Regular City Council Meeting of January 22, 2003

MOTION:

REESE – APPROVED by Reference – UNANIMOUS

MINUTES:

There was no discussion.

(9:25 – 9:26)

1-635

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: CITY MANAGER

DIRECTOR: DOUGLAS A. SELBY

☒

CONSENT

☐

DISCUSSION

SUBJECT:

ADMINISTRATIVE:

Approval of the Fremont Street Experience Improvements Agreement (\$7,000,000 - Las Vegas Convention and Visitors Authority) - Ward 3 (Reese)

Fiscal Impact

☐

No Impact

Amount: \$7,000,000

☒

Budget Funds Available

Dept./Division: Finance

☐

Augmentation Required

Funding Source: Las Vegas Convention and Visitors Authority

PURPOSE/BACKGROUND:

This Agreement sets forth the terms and conditions pursuant to which funds in the amount of \$7,000,000, being received by the City as a grant from the Las Vegas Convention and Visitors Authority, will be provided to the Fremont Street Experience to supplement the construction of the improvements to the Celestial Vault Lightshow.

RECOMMENDATION:

Approval of the Fremont Street Experience Improvements Agreement.

BACKUP DOCUMENTATION:

Agreement

MOTION:

GOODMAN – ABEYANCE to 3/5/2003 – UNANIMOUS

NOTE: COUNCILMAN MACK disclosed that Items 3 and 6 involve locations near the Lady Luck Hotel/Casino, with whom his brother-in-law, Andrew Donner, has a contract, as well as near a SuperPawn shop owned by his brother, Steven Mack. The location involved in Item 11 is also near a SuperPawn shop owned by his brother Steven Mack, and Items 44 and 45 involve locations near a building owned by his brother Steven Mack. Since he has not spoken to his brother or brother-in-law on any of the aforementioned Items, COUNCILMAN MACK said he would be voting, as he does not believe they will impact his relatives' businesses.

MINUTES:

MAYOR GOODMAN indicated that since MARK PARIS, Fremont Street Experience, was unable to answer questions, he would prefer to hold the matter for two weeks.

There was no further discussion.

(9:26/9:28)

1-645/1-712

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of Service and Material Checks/Payroll Checks/Wire Transfers/Other Checks and Investments

Fiscal Impact

☐

No Impact

Amount: \$58,860,549.60

☒

Budget Funds Available

Dept./Division: Accounting Operations

☐

Augmentation Required

Funding Source: All Funds

PURPOSE/BACKGROUND:

In compliance with the City's Municipal Code, Chapter 4.12, this is an informational item that provides the dollar amount of disbursements processed by the Finance and Business Services Department.

RECOMMENDATION:

BACKUP DOCUMENTATION:

Summary of cash expenditures for the period 01/16/03 - 01/31/03

Total Services and Materials Checks	\$ 14,649,075.72
Total Payroll Checks	\$ 4,675,010.42
Total Wire Transfers	\$ 39,536,463.55

MOTION:

REESE – APPROVED Items 4, 5, 7-37, and 41-47 – UNANIMOUS

Items 3 & 6: ABEYANCE to 3/5/2003 under separate actions (see individual items)

Items 38, 39 & 40: STRICKEN under separate action (see individual items)

NOTE: COUNCILMAN MACK disclosed that Items 3 and 6 involve locations near the Lady Luck Hotel/Casino, with whom his brother-in-law, Andrew Donner, has a contract, as well as near a SuperPawn shop owned by his brother, Steven Mack. The location involved in Item 11 is also near a SuperPawn shop owned by his brother Steven Mack, and Items 44 and 45 involve locations near a building owned by his brother Steven Mack. Since he has not spoken to his brother or brother-in-law on any of the aforementioned Items, COUNCILMAN MACK said he would be voting, as he did not believe they would impact his relatives' businesses.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003

Consent – Finance and Business Services

Item 4 – Approval of Service and Material Checks/Payroll Checks/Wire Transfers/Other Checks and Investments

MINUTES:

COUNCILMAN MACK commented that the Real Estate Committee met and reviewed all the Real Estate items on the Consent Agenda and joins with the recommendation of staff that each matter be approved by the City Council.

MAYOR GOODMAN and COUNCILMAN McDONALD requested that Items 3 and 6 be pulled from the Consent Agenda for discussion, respectively.

There was no related discussion.

(9:26 – 9:28)

1-645

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of the Economic Development Revenue Bonds Policy and Guidelines

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The City of Las Vegas is authorized by the City Economic Development Revenue Bond Law, NRS 268.512 to 268.568, to issue and to request that the state issue economic development revenue bonds for the benefit of private entities for the purposes specified in the City Economic Development Revenue Bond Law. The City currently has in place the Private Activity Bond Volume Cap Allocation Policy and Guidelines. The approval of the Economic Development Revenue Bond Policy and Guidelines will now allow non-profit organizations that have met the City's stringent qualification standards the ability to take advantage of the City's tax-exempt bond status. Any bonds issued under this authority will not constitute an obligation of the City and will have no effect upon the City's debt capacity.

RECOMMENDATION:

It is recommended that the Council approve the Economic Development Revenue Bonds Policy and Guidelines.

BACKUP DOCUMENTATION:

Economic Development Revenue Bonds Policy and Guidelines

MOTION:

REESE – APPROVED Items 4, 5, 7-37, and 41-47 – UNANIMOUS

Items 3 & 6: ABEYANCE to 3/5/2003 under separate actions (see individual items)

Items 38, 39 & 40: STRICKEN under separate action (see individual items)

MINUTES:

There was no related discussion.

(9:26 – 9:28)

1-645

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of a Special Event Liquor License for The Sons of Erin of Las Vegas, Inc., Location: Fremont Street Experience, 3rd Street through Ogden, Date: March 15, 2003, Type: Special Event General, Event: St. Patrick's Day Block Party, Responsible Person in Charge: Ken Conners - Ward 1 (M. McDonald)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Approval of a Special Event Liquor License

RECOMMENDATION:

Recommend approval

BACKUP DOCUMENTATION:

None

MOTION:

M. McDONALD – ABEYANCE to 3/5/2003 – UNANIMOUS

NOTE: COUNCILMAN MACK disclosed that Items 3 and 6 involve locations near the Lady Luck Hotel/Casino, with whom his brother-in-law, Andrew Donner, has a contract, as well as near a SuperPawn shop owned by his brother, Steven Mack. The location involved in Item 11 is also near a SuperPawn shop owned by his brother Steven Mack, and Items 44 and 45 involve locations near a building owned by his brother Steven Mack. Since he has not spoken to his brother or brother-in-law on any of the aforementioned Items, COUNCILMAN MACK said he would be voting, as he does not believe they will impact his relatives' businesses.

NOTE: COUNCILMAN McDONALD disclosed that he used to be a member of The Sons of Erin, but did not feel that would be a conflict. MAYOR GOODMAN also disclosed that he is a current honorary member of The Sons of Erin. However, he did not feel that would affect his vote. CITY ATTORNEY JERBIC opined that the Mayor's disclosure and statement that he could remain objective was sufficient.

MINUTES:

COUNCILMAN McDONALD said he would like this matter held so that he can have a meeting with BILLY SMITH, Designated Drivers, and the members of The Sons of Erin on this matter, because he wants to make sure that there are no drunk drivers on the roads. MAYOR GOODMAN requested that he be included in that meeting.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003

Consent - Finance and Business Services

Item 6 - Approval of a Special Event Liquor License for The Sons of Erin of Las Vegas, Inc., Location: Fremont Street Experience, 3rd Street through Ogden, Date: March 15, 2003, Type: Special Event General, Event: St. Patrick's Day Block Party, Responsible Person in Charge: Ken Conners

MINUTES – Continued:

MAYOR GOODMAN announced that the City is fortunate to have such a great parade, because it is one of the greatest events downtown.

There was no further discussion.

(9:26 – 9:28/9:28 – 9:31)

1-645/1-730

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of a new Beer/Wine/Cooler Off-sale Liquor License subject to the provisions of the fire codes and Health Dept. regulations, Masood Sleman, dba Fiesta Discount Market, 7010 West Charleston Blvd., Masood Y. Sleman, 100% - Ward 1 (M. McDonald)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Approval of a new Beer/Wine/Cooler Off-sale Liquor License

RECOMMENDATION:

Recommend approval subject to the provisions of the fire codes and Health Dept. regulations

BACKUP DOCUMENTATION:

Map

MOTION:

REESE – APPROVED Items 4, 5, 7-37, and 41-47 – UNANIMOUS

Items 3 & 6: ABEYANCE to 3/5/2003 under separate actions (see individual items)

Items 38, 39 & 40: STRICKEN under separate action (see individual items)

MINUTES:

There was no related discussion.

(9:26 – 9:28)

1-645

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of Change of Ownership for a Beer/Wine/Cooler On-sale Liquor License subject to Health Dept. regulations, From: Jing Cha, 100%, To: John Kim, dba OK Restaurant, 17 East Oakey Blvd., John C. Kim, 100% - Ward 1 (M. McDonald)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Approval of Change of Ownership for a Beer/Wine/Cooler On-sale Liquor License

RECOMMENDATION:

Recommend approval subject to Health Dept. regulations

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 4, 5, 7-37, and 41-47 – UNANIMOUS

Items 3 & 6: ABEYANCE to 3/5/2003 under separate actions (see individual items)

Items 38, 39 & 40: STRICKEN under separate action (see individual items)

MINUTES:

There was no related discussion.

(9:26 – 9:28)

1-645

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of Franchise Manager for a Beer/Wine/Cooler Off-sale Liquor License, 7-Eleven of Nevada, Inc., dba 7-Eleven Food Store #13695C, 1000 South Torrey Pines Drive, Suite A, Jocelyn M. Nixon, Franchise Mgr - Ward 1 (M. McDonald)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Approval of Franchise Manager for a Beer/Wine/Cooler Off-sale Liquor License

RECOMMENDATION:

Recommend approval

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 4, 5, 7-37, and 41-47 – UNANIMOUS

Items 3 & 6: ABEYANCE to 3/5/2003 under separate actions (see individual items)

Items 38, 39 & 40: STRICKEN under separate action (see individual items)

MINUTES:

There was no related discussion.

(9:26 – 9:28)

1-645

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of a new Locksmith License, Arnaldo D. Inestroza, dba Franco Cerrejeria, 7733 Genzer Drive, Arnaldo D. Inestroza, 100% - Ward 2 (L.B. McDonald)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Approval of a new Locksmith License

RECOMMENDATION:

Recommend approval

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 4, 5, 7-37, and 41-47 – UNANIMOUS

Items 3 & 6: ABEYANCE to 3/5/2003 under separate actions (see individual items)

Items 38, 39 & 40: STRICKEN under separate action (see individual items)

MINUTES:

There was no related discussion.

(9:26 – 9:28)

1-645

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of a new Class II Secondhand Dealer License subject to the provisions of the fire codes, Jensen & Blumen, dba It's Paradise Boutique, 2029 Paradise Road, Nicole R. Jensen, Ptnr, 50%, Sandra J. Blumen, Ptnr, 50% - Ward 3 (Reese)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Approval of a new Class II Secondhand Dealer License

RECOMMENDATION:

Recommend approval subject to the provisions of the fire codes

BACKUP DOCUMENTATION:

Map

MOTION:

REESE – APPROVED Items 4, 5, 7-37, and 41-47 – UNANIMOUS

Items 3 & 6: ABEYANCE to 3/5/2003 under separate actions (see individual items)

Items 38, 39 & 40: STRICKEN under separate action (see individual items)

NOTE: COUNCILMAN MACK disclosed that Items 3 and 6 involve locations near the Lady Luck Hotel/Casino, with whom his brother-in-law, Andrew Donner, has a contract, as well as near a SuperPawn shop owned by his brother, Steven Mack. The location involved in Item 11 is also near a SuperPawn shop owned by his brother Steven Mack, and Items 44 and 45 involve locations near a building owned by his brother Steven Mack. Since he has not spoken to his brother or brother-in-law on any of the aforementioned Items, COUNCILMAN MACK said he would be voting, as he did not believe they would impact his relatives' businesses.

MINUTES:

There was no related discussion.

(9:26 – 9:28)

1-645

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES**DIRECTOR: MARK R. VINCENT**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of award of Bid Number 020079-CW, Annual Requirements Contract for Sport Officials Fees, for Lots I, I-A, II, II-A, VII and VIII - Department of Leisure Services - Award recommended to: NEVADA SPORT OFFICIALS ASSN. (Estimated annual amount of \$167,000 - General Fund)

Fiscal Impact☐**No Impact****Amount:** \$167,000☒**Budget Funds Available****Dept./Division:** Leisure Services☐**Augmentation Required****Funding Source:** General Fund**PURPOSE/BACKGROUND:**

This is an annual requirements contract for sport official fees for various Leisure Service divisions. Lots I, I-A, II, II-A, VII and VIII are to be awarded to Nevada Sport Officials Assn. No responsible bids were received for lots III, IV, IV-A, V, VI, IX, XI or XII. Solicitation of bids for these lots will be continued pursuant to NRS 332.148, Failure to receive responsible bids.

POC: Bob Carter - (702) 459-1152

RECOMMENDATION:

That City Council approve the award of Bid Number 020079-CW, ARC for Sport Officials Fees for Lots I, I-A, II, II-A, VII and VIII to Nevada Sport Officials Assn. for the period from date of award through June 30, 2004, with four (4) one-yr. renewal options in the estimated annual amount of \$167,000.

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 4, 5, 7-37, and 41-47 – UNANIMOUS

Items 3 & 6: ABEYANCE to 3/5/2003 under separate actions (see individual items)

Items 38, 39 & 40: STRICKEN under separate action (see individual items)

MINUTES:

There was no related discussion.

(9:26 – 9:28)

1-645

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of award of Bid Number 030206-DAR, Children's Memorial Park Jog Track Resurface
- Department of Field Operations - Award recommended to: SOUTHWEST RECREATION
IND., INC. (\$99,183 - General Fund) - Ward 6 (Mack)

Fiscal Impact

☐

No Impact

Amount: \$99,183

☒

Budget Funds Available

Dept./Division: Field Operations/Parks

☐

Augmentation Required

Funding Source: General Fund

PURPOSE/BACKGROUND:

This request will provide for the jog track resurface at Children's Memorial Park.

POC: Karol Fair - (559) 276-9251

RECOMMENDATION:

That the City Council approve the award of Bid Number 030206-DAR, Children's Memorial
Park Jog Track Resurface to Southwest Recreation Ind., Inc. in the amount of \$99,183.
Authority to execute Contract on behalf of the City is given to the P&C Mgr per R-145-2001.

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 4, 5, 7-37, and 41-47 – UNANIMOUS

Items 3 & 6: ABEYANCE to 3/5/2003 under separate actions (see individual items)

Items 38, 39 & 40: STRICKEN under separate action (see individual items)

MINUTES:

There was no related discussion.

(9:26 – 9:28)

1-645

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of award of Bid Number 030188-CW, Annual Requirements Contract for Exercise Equipment - Various Departments - Award recommended to: VARIOUS VENDORS
(Estimated aggregate annual amount of \$90,000 - General Fund)

Fiscal Impact

☐

No Impact

Amount: \$90,000

☒

Budget Funds Available

Dept./Division: Various Departments

☐

Augmentation Required

Funding Source: General Fund

PURPOSE/BACKGROUND:

This is an annual requirements contract for the purchase of exercise equipment for various City departments.

POC: Ian McIntosh, Commercial Fitness - (702) 435-5348 for LOTS I, I-A and III

POC: Michael Doyle, Advantage Fitness Products - (702) 221-8531 for LOT III-A

POC: Amy Rockwell, The Dumbbell Man - (702) 795-1035 for LOT II

POC: Keith Dery, Sourcelinq LLC - (954) 757-1064 for LOT IV

RECOMMENDATION:

That City Council approve the award of Bid No. 030188-CW, ARC for Exercise Equipment to Commercial Fitness, Advantage Fitness, The Dumbbell Man & Sourcelinq LLC for the period from date of award through March 30, 2004, with (3) one-yr. renewal options in the est. aggregate annual amount of \$90,000.

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 4, 5, 7-37, and 41-47 – UNANIMOUS

Items 3 & 6: ABEYANCE to 3/5/2003 under separate actions (see individual items)

Items 38, 39 & 40: STRICKEN under separate action (see individual items)

MINUTES:

There was no related discussion.

(9:26 – 9:28)

1-645

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES**DIRECTOR: MARK R. VINCENT**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of revision number one to purchase order number 214420 for the annual requirements contract for commercial treadmills (CW) - Departments of Leisure Services and Fire & Rescue - Award recommended to: COMMERCIAL FITNESS (\$38,000 - General Fund)

Fiscal Impact☐**No Impact****Amount:** \$38,000☒**Budget Funds Available****Dept./Division:** Leisure Svcs. & Fire & Rescue☐**Augmentation Required****Funding Source:** General Fund**PURPOSE/BACKGROUND:**

On May 15, 2002, a purchase order was issued in the amount of \$60,000 for annual requirements contract for commercial treadmills as the result of award of bid number 020061-CW. Due to unforeseen requirements, an additional \$38,000 is necessary to fulfill usage needs through the initial contract term of September 30, 2003. Revision number one will increase the estimated total annual usage amount to \$98,000.

POC: Ian McIntosh – (702) 435-5348

RECOMMENDATION:

That City Council approve the issuance of revision number one to purchase order 214420 for the annual requirements contract for commercial treadmills in the amt of \$38,000 to Commercial Fitness through 09/30/03 w/ 2 one-yr. options to renew in the revised est. total annual usage amount of \$98,000.

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 4, 5, 7-37, and 41-47 – UNANIMOUS

Items 3 & 6: ABEYANCE to 3/5/2003 under separate actions (see individual items)

Items 38, 39 & 40: STRICKEN under separate action (see individual items)

MINUTES:

There was no related discussion.

(9:26 – 9:28)

1-645

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES**DIRECTOR: MARK R. VINCENT**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of award of contract 020060, Traffic Signal Systems Consulting Services-LVACTS (KR) - Award recommended to: ORTH-RODGERS & ASSOCIATES (Estimated total amount of \$250,000/City's share 48% or \$120,000 - Special Revenue Fund)

Fiscal Impact☐**No Impact****Amount:** \$120,000☒**Budget Funds Available****Dept./Division:** Public Works☐**Augmentation Required****Funding Source:** Special Revenue Fund**PURPOSE/BACKGROUND:**

This contract will provide for consulting services to LVACTS to analyze, recommend, and implement traffic signal system re-timing solutions to improve traffic flow for the period February 19, 2003 through February 18, 2004 with two (2) one-year options in the not to exceed amount of \$250,000 per year. As the LVACTS Central Operator, the City will receive and collect from each party to the interlocal agreement funds necessary to pay for the consulting services. The City's share of the \$250,000 estimated annual expenditure is 48% or \$120,000. Orth Rodgers & Associates was competitively selected based on best overall value.

POC: Richard Romer - (702) 233-4060

RECOMMENDATION:

That the Council approve the award of contract 020060, Traffic Signal Systems Consulting Services to Orth-Rodgers & Assocs for the period 2/19/03 - 2/18/04, w/ 2 one-yr opts in the annual not to exceed amt of \$250,000. Authority to execute Contract is given to P&C Mgr per R-145-2001.

BACKUP DOCUMENTATION:

Certificate - Disclosure of Ownership/Principals

MOTION:

REESE – APPROVED Items 4, 5, 7-37, and 41-47 – UNANIMOUS

Items 3 & 6: ABEYANCE to 3/5/2003 under separate actions (see individual items)

Items 38, 39 & 40: STRICKEN under separate action (see individual items)

MINUTES:

There was no related discussion.

(9:26 – 9:28)

1-645

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES**DIRECTOR: MARK R. VINCENT**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval to issue a purchase order to upgrade and expand software licenses, purchase additional software and other services related to acquiring the Oracle e-Business Suite of application products - Department of Information Technologies - Award recommended to ORACLE CORPORATION (\$780,000 - General Fund)

Fiscal Impact☐**No Impact****Amount:** \$780,000☒**Budget Funds Available****Dept./Division:** Information Technologies☐**Augmentation Required****Funding Source:** General Fund**PURPOSE/BACKGROUND:**

Purchase will migrate the City to Oracle's e-Business Suite at initial incremental cost of \$310,000 & produce net svgs of \$135K w/i 5 yrs. Purchase cost of \$780,000 is offset by this yr's scheduled annl support contract of \$470,000; thus the incremental budget impact of \$310,000, to be amortized over 12 mths, is w/i IT's existing budget. The Suite offers annl support pricing schedule that is 21% lower than current costs - svgs in excess of \$100K/yr - which will be leveraged to obtain over \$1M in new sfw for \$343K, a 66% disc. Annl support cost svgs will pay for new sfw licenses w/i 3 yrs.

RECOMMENDATION:

That the City Council approve the issuance of a purchase order to upgrade and expand software licenses, purchase additional software and other services related to acquiring the Oracle e-Business Suite of application products to Oracle Corporation in the amount of \$780,000.

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 4, 5, 7-37, and 41-47 – UNANIMOUS

Items 3 & 6: ABEYANCE to 3/5/2003 under separate actions (see individual items)

Items 38, 39 & 40: STRICKEN under separate action (see individual items)

MINUTES:

There was no related discussion.

(9:26 – 9:28)

1-645

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBURARY 19, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES**DIRECTOR: MARK R. VINCENT**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of award of contract number 030211, Grant Writer (LED) - Department of Neighborhood Services - Award recommended to: NONPROFIT RESEARCH & DEVELOPMENT ASSOCIATES (Estimated amount of \$47,000 - CDBG Fund)

Fiscal Impact☐**No Impact****Amount:** \$47,000☒**Budget Funds Available****Dept./Division:** Neighborhood Services☐**Augmentation Required****Funding Source:** CDBG Fund**PURPOSE/BACKGROUND:**

The work under this contract involves writing a grant application for funds to be distributed by HUD to non-profit organizations throughout the City of Las Vegas. The contract provides for a fixed fee for completing the application as well as an incentive fee based on a numeric score rating given by HUD in an amount not to exceed \$9,400. Nonprofit Research & Development Associates was competitively selected based on best overall value.

POC: Deanna Ackerman - (702) 651-9064

RECOMMENDATION:

That the Council approve the award of contract number 030211, Grant Writer to Nonprofit Research & Development Associates in the amount of \$37,600 and approve an incentive amount of \$9,400. Authority to execute Contract is given to the P&C Manager per R-145-2001.

BACKUP DOCUMENTATION:

Certificate - Disclosure of Ownership/Principals

MOTION:

REESE – APPROVED Items 4, 5, 7-37, and 41-47 – UNANIMOUS

Items 3 & 6: ABEYANCE to 3/5/2003 under separate actions (see individual items)

Items 38, 39 & 40: STRICKEN under separate action (see individual items)

MINUTES:

There was no related discussion.

(9:26 – 9:28)

1-645

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: LEISURE SERVICES**DIRECTOR: DR. BARBARA P. JACKSON** ☒ **CONSENT** ☐ **DISCUSSION****SUBJECT:**

Approval to accept the Nevada Service-Learning Partnership Mini-Grant in the amount of \$3,000 to provide service-learning experiences at Doolittle Community Center (\$15,370 in-kind services - General Fund) - Ward 5 (Weekly)

Fiscal Impact☐**No Impact****Amount:** \$3,000 grant/\$15,370 in-kind☒**Budget Funds Available****Dept./Division:** Leisure Services/Recreation☐**Augmentation Required****Funding Source:** Grant Award/General Fund**PURPOSE/BACKGROUND:**

The Doolittle Community Center was awarded the Nevada Service-Learning Partnership Mini-Grant Program for Communities, Higher Education, and School Partnerships on December 17, 2002, in the amount of \$3,000. The purpose of this grant is to increase opportunities for young people to engage in service-learning by bringing together community agencies, schools, and colleges/universities to address meaningful community issues. As a part of this grant, the City is required to provide \$15,370 in in-kind services to support this program. Staff plans to initiate this process by promoting community wellness through Youth Council and/or Blues/Jazz Ensemble. Budgeted funds are available

RECOMMENDATION:

Staff recommends City Council approval

BACKUP DOCUMENTATION:

Nevada Service-Learning Partnership Grant Acceptance Letter

MOTION:

REESE – APPROVED Items 4, 5, 7-37, and 41-47 – UNANIMOUS

Items 3 & 6: ABEYANCE to 3/5/2003 under separate actions (see individual items)

Items 38, 39 & 40: STRICKEN under separate action (see individual items)

MINUTES:

There was no related discussion.

(9:26 – 9:28)

1-645

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: NEIGHBORHOOD SERVICES

DIRECTOR: SHARON SEGERBLOM

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval to expend \$27,319 of Home Investment Partnership (HOME) funds for housing rehabilitation activities at 1412 Bridger Avenue - Ward 5 (Weekly)

Fiscal Impact

☐

No Impact

Amount: \$27,319

☒

Budget Funds Available

Dept./Division: Neigh. Svcs./Neigh. Devel.

☐

Augmentation Required

Funding Source: HOME

PURPOSE/BACKGROUND:

Cecilia Goodman is a single homeowner with an annual income of \$4,080 that qualifies her for a HOME funded Housing Rehabilitation Deferred Loan. Her home is in need of a new roof, new mechanical system, windows, plumbing and electrical repairs, flooring, paint and doors. Total job cost includes payment to the lowest responsive bidding contractor, real estate appraisal, title report, credit report, recording fee, and work contract contingency.

RECOMMENDATION:

The City Manager recommends that the City Council approve the loan and authorize the Mayor to execute the Deferred Loan Agreement with the homeowner upon approval by the City Attorney.

BACKUP DOCUMENTATION:

Deferred Loan Agreement

MOTION:

REESE – APPROVED Items 4, 5, 7-37, and 41-47 – UNANIMOUS

Items 3 & 6: ABEYANCE to 3/5/2003 under separate actions (see individual items)

Items 38, 39 & 40: STRICKEN under separate action (see individual items)

MINUTES:

There was no related discussion.

(9:26 – 9:28)

1-645

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: NEIGHBORHOOD SERVICES**DIRECTOR: SHARON SEGERBLOM**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of reprogramming \$500,000 in CDBG funds from completed and canceled projects to Westside New Pioneers for the acquisition and soft costs of land located at the Northeast corner of Madison Avenue and M Street - Ward 5 (Weekly)

Fiscal Impact☐**No Impact****Amount:** \$500,000☒**Budget Funds Available****Dept./Division:** Neigh. Svcs./Neigh. Devel.☐**Augmentation Required****Funding Source:** CDBG**PURPOSE/BACKGROUND:**

Westside New Pioneers has requested \$500,000 in CDBG funds for property acquisition, civil engineering, parcel map and offsites. The property is located on the Northeast corner of Madison Ave. and M Street. They are building 10 new infill homes (6-3 bedrooms and 4-4 bedrooms) for low/moderate income families.

RECOMMENDATION:

The City Manager recommends that the City Council approve this reprogramming of funds and authorize the Mayor to execute the Agreement with Westside New Pioneers after it has been approved by the City Attorney.

BACKUP DOCUMENTATION:

Letter from Westside New Pioneers dated February 3, 2003

MOTION:

REESE – APPROVED Items 4, 5, 7-37, and 41-47 – UNANIMOUS

Items 3 & 6: ABEYANCE to 3/5/2003 under separate actions (see individual items)

Items 38, 39 & 40: STRICKEN under separate action (see individual items)

MINUTES:

There was no related discussion.

(9:26 – 9:28)

1-645

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD D. GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of a Sanitary Sewer Refunding Agreement with KB Home Nevada Inc. for Iron Mountain Ranch - Village 6 (\$10,305 - Sanitation Fund) - Ward 6 (Mack)

Fiscal Impact

☐

No Impact

Amount: \$10,305

☒

Budget Funds Available

Dept./Division: Public Works/City Engineer

☐

Augmentation Required

Funding Source: Sanitation Fund

PURPOSE/BACKGROUND:

KB Home Nevada, Inc. is developing property known as "Iron Mountain Ranch -Village 6". This Sewer Refunding Agreement provides \$10,305 for sewer over sizing costs for the Bradley Road sewer from Grand Teton Drive to Horse Drive. Location of the over sizing is explained on the attached Exhibit "A-1". This agreement also includes \$43,162.30 in extension costs from future reimbursable connection fees. The basis for the over sizing and extension costs are explained on the attached Exhibit "B". This agreement will reimburse the developer for \$10,305 over sizing costs.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Sewer Refunding Agreement

MOTION:

REESE – APPROVED Items 4, 5, 7-37, and 41-47 – UNANIMOUS

Items 3 & 6: ABEYANCE to 3/5/2003 under separate actions (see individual items)

Items 38, 39 & 40: STRICKEN under separate action (see individual items)

MINUTES:

There was no related discussion.

(9:26 – 9:28)

1-645

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PUBLIC WORKS**DIRECTOR: RICHARD D. GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of Third Supplemental Interlocal Contract #LAS.19.A.99 between the City of Las Vegas and the Clark County Regional Flood Control District to extend the date of completion for the Owens Avenue System - Rancho Drive to I-15 - Ward 5 (Weekly)

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:** Public Works/City Engineer☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

Third Supplemental Interlocal Contract LAS.19.A.99 by and between CLV and the CCRFCD will extend the date of completion for Owens Avenue System - Rancho Drive to I-15. Funding for right-of-way and design engineering through Phase III was included in LAS.19.A.99 contract. Due to delays in finalizing right-of-way acquisition for Phase III, the City is requesting this extension. CCRFCD's Board of Directors approved this contract at their January 9, 2003 meeting. Total cost shall not exceed \$316,000.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Third Supplemental Interlocal Contract LAS.19.A.99

MOTION:**REESE – APPROVED Items 4, 5, 7-37, and 41-47 – UNANIMOUS****Items 3 & 6: ABEYANCE to 3/5/2003 under separate actions (see individual items)****Items 38, 39 & 40: STRICKEN under separate action (see individual items)****MINUTES:**

There was no related discussion.

(9:26 – 9:28)

1-645

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PUBLIC WORKS**DIRECTOR: RICHARD D. GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of Seventh Supplemental Interlocal Contract #LAS.10.D.95 between the City of Las Vegas and the Clark County Regional Flood Control District to extend the date of completion for the Gowan North Channel - Gowan North Detention Basin to Durango Drive - Ward 4 (Brown)

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:** Public Works/City Engineer☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

Seventh Supplemental Interlocal Contract LAS.10.D.95 by and between CLV and the CCRFCD will extend the date of completion for Gowan North Channel-Gowan North Detention Basin to Durango Drive. The approved contracts provide funding for right-of-way and design engineering through Phase III. All rights of entry have been obtained, but due to delays in finalizing right-of-way acquisition for Phase III, the City is requesting this extension. CCRFCD's Board of Directors approved this contract at their January 9, 2003 meeting. Total cost shall not exceed \$1,098,000.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Seventh Supplemental Interlocal Contract LAS.10.D.95

MOTION:**REESE – APPROVED Items 4, 5, 7-37, and 41-47 – UNANIMOUS****Items 3 & 6: ABEYANCE to 3/5/2003 under separate actions (see individual items)****Items 38, 39 & 40: STRICKEN under separate action (see individual items)****MINUTES:**

There was no related discussion.

(9:26 – 9:28)

1-645

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD D. GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of Fifth Supplemental Interlocal Contract #LAS.17.A.98 between the City of Las Vegas and the Clark County Regional Flood Control District to extend the date of completion for the Las Vegas Wash Rancho Drive System (Peak Drive to Lake Mead Boulevard) - Ward 5 (Weekly)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division: Public Works/City Engineer

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Fifth Supplemental Interlocal Contract LAS.17.A.98 by and between CLV and the CCRFCD will extend the date of completion for Las Vegas Wash Rancho Drive System . The extension will allow for settlement of right-of-way issues and any unforeseen design changes in the project while under construction. CCRFCD's Board of Directors approved this contract at their January 9, 2003 meeting. Total cost shall not exceed \$530,000.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Fifth Supplemental Interlocal Contract LAS.17.A.98

MOTION:

REESE – APPROVED Items 4, 5, 7-37, and 41-47 – UNANIMOUS

Items 3 & 6: ABEYANCE to 3/5/2003 under separate actions (see individual items)

Items 38, 39 & 40: STRICKEN under separate action (see individual items)

MINUTES:

There was no related discussion.

(9:26 – 9:28)

1-645

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD D. GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of Fourth Supplemental Interlocal Contract #LAS.10.H.98 between the City of Las Vegas and the Clark County Regional Flood Control District to extend the date of completion for the Gowan North Buffalo Branch - Ward 4 (Brown)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division: Public Works/City Engineer

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Fourth Supplemental Interlocal Contract LAS.10.H.98 by and between CLV and the CCRFCD will extend the date of completion for Gowan North Buffalo Branch. The design of this project was delayed until the City and the County finished a roadway alignment and cross section acceptable to all residents in the vicinity. Notice to proceed has been given for construction of the project. The extension is requested to allow for unforeseen design changes during construction. CCRFCD's Board of Directors approved this contract at their January 9, 2003 meeting. Total cost shall not exceed \$303,000.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Fourth Supplemental Interlocal Contract LAS.10.H.98

MOTION:

REESE – APPROVED Items 4, 5, 7-37, and 41-47 – UNANIMOUS

Items 3 & 6: ABEYANCE to 3/5/2003 under separate actions (see individual items)

Items 38, 39 & 40: STRICKEN under separate action (see individual items)

MINUTES:

There was no related discussion.

(9:26 – 9:28)

1-645

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD D. GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of First Supplemental Interlocal Contract #LAS.19.B.01 between the City of Las Vegas and Clark County Regional Flood Control District to reduce funding for Owens Avenue System (Rancho Drive to I-15 (Credit of \$684,878 - Clark County Regional Flood Control District) - Ward 5 (Weekly)

Fiscal Impact

☒

No Impact

Amount: \$684,878 Credit

☐

Budget Funds Available

Dept./Division: Public Works/City Engineer

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

First Supplemental Interlocal Contract LAS.19.B.01 will reduce construction costs \$684,878 due to favorable bid. Total cost for this project shall not exceed \$3,964,000.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

First Supplemental Interlocal Contract LAS.19.B.01

MOTION:

REESE – APPROVED Items 4, 5, 7-37, and 41-47 – UNANIMOUS

Items 3 & 6: ABEYANCE to 3/5/2003 under separate actions (see individual items)

Items 38, 39 & 40: STRICKEN under separate action (see individual items)

MINUTES:

There was no related discussion.

(9:26 – 9:28)

1-645

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD D. GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval to file a Right-of-Way Grant with the Bureau of Land Management for roadway, sewer and drainage purposes on portions of land lying within the Northeast Quarter (NE¼) of Section 18, T19S, R60E, M.D.M., generally located on the north side of the Gilcrease alignment, east of the Tee Pee Lane alignment and on the Tee Pee Lane alignment from the Gilcrease Avenue alignment to the Grand Teton alignment – APN 125-18-501-003 – Ward 6 (Mack)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division: Public Works/City Engineer

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 4, 5, 7-37, and 41-47 – UNANIMOUS

Items 3 & 6: ABEYANCE to 3/5/2003 under separate actions (see individual items)

Items 38, 39 & 40: STRICKEN under separate action (see individual items)

MINUTES:

There was no related discussion.

(9:26 – 9:28)

1-645

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD D. GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval to file a Right-of-Way Grant with the Bureau of Land Management for roadway, sewer and drainage purposes on portions of land lying within the North Half (N 1/2) of Section 7 and the Southwest Quarter (SW 1/4) of Section 18, T19S, R60E, M.D.M., generally located on the north side of Grand Teton Drive between Hualapai Way and Grand Canyon Drive, south side of Gilcrease Avenue between Hualapai Way and Conquistador Street, east side of Hualapai Way south of Gilcrease Avenue, portions of the north and south sides of Donald Nelson Avenue from approximately 330' west of Conquistador Street to Chieftain Street and the north side of Farm Road from approximately 330' west of Conquistador Street to Jensen Street– APNs 125-07-401-001, -002, 125-18-201-001 and 125-18-601-001 – Ward 6 (Mack)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division: Public Works/City Engineer

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 4, 5, 7-37, and 41-47 – UNANIMOUS

Items 3 & 6: ABEYANCE to 3/5/2003 under separate actions (see individual items)

Items 38, 39 & 40: STRICKEN under separate action (see individual items)

MINUTES:

There was no related discussion.

(9:26 – 9:28)

1-645

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD D. GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of a Dedication from the City of Las Vegas, a Municipal Corporation for a portion of the Northwest Quarter (NW1/4) of Section 7, T20S, R60E, M.D.M., for rights-of-way located on the west side of the Jensen Street alignment south of Alexander Road – 138-07-102-001 – Ward 4 (Brown)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division: Public Works/City Engineer

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 4, 5, 7-37, and 41-47 – UNANIMOUS

Items 3 & 6: ABEYANCE to 3/5/2003 under separate actions (see individual items)

Items 38, 39 & 40: STRICKEN under separate action (see individual items)

MINUTES:

There was no related discussion.

(9:26 – 9:28)

1-645

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD D. GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of a Dedication from the City of Las Vegas, a Municipal Corporation for a portion of Section 32, T20S, R60E, M.D.M. for street Right-of-Way to dedicate a right turn lane and an easement for traffic purposes, located on the west side of Rampart, north of Alta Drive - Ward 2 (L.B. McDonald)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division: Public Works/City Engineer

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 4, 5, 7-37, and 41-47 – UNANIMOUS

Items 3 & 6: ABEYANCE to 3/5/2003 under separate actions (see individual items)

Items 38, 39 & 40: STRICKEN under separate action (see individual items)

MINUTES:

There was no related discussion.

(9:26 – 9:28)

1-645

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD D. GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of a Quitclaim Deed from the City of Las Vegas, a Municipal Corporation to the State of Nevada, Department of Transportation for a portion of the Southeast Quarter (SE 1/4) of Section 25, T20S, R60E, M.D.M. transferring Michael Way right-of-way for the US 95 Freeway expansion located north of the existing US 95 Freeway and west of Kayak Drive - APN 138-25-899-010 - Ward 1 (M. McDonald)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division: Public Works/City Engineer

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 4, 5, 7-37, and 41-47 – UNANIMOUS

Items 3 & 6: ABEYANCE to 3/5/2003 under separate actions (see individual items)

Items 38, 39 & 40: STRICKEN under separate action (see individual items)

MINUTES:

There was no related discussion.

(9:26 – 9:28)

1-645

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD D. GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of an Encroachment Request from Coleman-Toll Limited Partnership, owner (northeast corner of Severance Lane and Grand Canyon Drive) - Ward 6 (Mack)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division: Public Works/City Engineer

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The proposed encroachment consists of an approximate 5' wide area of landscaping on the north side of Severance Lane extending approximately 661' eastward from Grand Canyon Drive consisting of trees, shrubs, ground cover, and an irrigation system to satisfy a condition of Z-0029-02(1) for the proposed Terra Bella subdivision. If approved, the applicant will be required to sign an Encroachment Agreement which has conditions of maintenance, liability, and removal.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Copy of Encroachment Exhibit "A" (northeast corner of Severance Lane and Grand Canyon Drive)

MOTION:

REESE – APPROVED Items 4, 5, 7-37, and 41-47 – UNANIMOUS

Items 3 & 6: ABEYANCE to 3/5/2003 under separate actions (see individual items)

Items 38, 39 & 40: STRICKEN under separate action (see individual items)

MINUTES:

There was no related discussion.

(9:26 – 9:28)

1-645

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD D. GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of an Encroachment Request from El Capitan Associates, LLC, owner (southwest corner of Durango Drive and Dorrell Lane) - Ward 6 (Mack)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division: Public Works/City Engineer

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The proposed encroachment consists of landscaping along the Durango Drive, Dorrell Lane, and Hott Family Circle property lines consisting of trees, shrubs, ground cover, and an irrigation system as required by Town Center landscaping standards and to satisfy a condition of Z-0099-01(1) for the proposed North Durango Drive apartment complex. If approved, the applicant will be required to sign an Encroachment Agreement which has conditions of maintenance, liability, and removal.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

1. Copy of Encroachment Exhibit "A" (southwest corner of Durango Drive and Dorrell Lane)
2. Copy of Encroachment Exhibit "B" (vicinity map)

MOTION:

REESE – APPROVED Items 4, 5, 7-37, and 41-47 – UNANIMOUS

Items 3 & 6: ABEYANCE to 3/5/2003 under separate actions (see individual items)

Items 38, 39 & 40: STRICKEN under separate action (see individual items)

MINUTES:

There was no related discussion.

(9:26 – 9:28)

1-645

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD D. GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of an Encroachment Request from VTN Nevada on behalf of Kolob, LLC, owner (northwest corner of Tee Pee Lane and Gilcrease Avenue) - Ward 6 (Mack)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division: Public Works/City Engineer

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The proposed encroachment consists of a 7.5' wide area of landscaping on the west side of Tee Pee Lane extending approximately 670' northward from Gilcrease Avenue consisting of trees, shrubs, ground cover, and an irrigation system to meet Town Center landscaping requirements for the proposed Cascade subdivision. If approved, the applicant will be required to sign an Encroachment Agreement which has conditions of maintenance, liability, and removal.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

1. Copy of Encroachment Exhibit "A" (northwest corner of Tee Pee Lane and Gilcrease Avenue)
2. Copy of Encroachment Exhibit "B" (vicinity map and Tee Pee Lane typical section)

MOTION:

REESE – APPROVED Items 4, 5, 7-37, and 41-47 – UNANIMOUS

Items 3 & 6: ABEYANCE to 3/5/2003 under separate actions (see individual items)

Items 38, 39 & 40: STRICKEN under separate action (see individual items)

MINUTES:

There was no related discussion.

(9:26 – 9:28)

1-645

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD D. GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of a Power Pole Relocation Agreement with Nevada Power Company for relocation of existing Nevada Power Company facilities in conjunction with the Buffalo Drive Improvements Project between Cheyenne Avenue and Lone Mountain Road (\$9,392 - Regional Transportation Commission) - Ward 4 (Brown)

Fiscal Impact

☐

No Impact

Amount: \$9,392

☒

Budget Funds Available

Dept./Division: Public Works/City Engineer

☐

Augmentation Required

Funding Source: RTC

PURPOSE/BACKGROUND:

This agreement is between the City of Las Vegas and Nevada Power Company whereas the City plans on constructing roadway improvements to Buffalo Drive between Cheyenne Avenue and Lone Mountain Road, which will necessitate the relocation of existing Nevada Power Company facilities in conflict with these roadway improvements. This agreement provides for reimbursement to Nevada Power Company for the relocation work.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Power Pole Relocation Agreement

MOTION:

REESE – APPROVED Items 4, 5, 7-37, and 41-47 – UNANIMOUS

Items 3 & 6: ABEYANCE to 3/5/2003 under separate actions (see individual items)

Items 38, 39 & 40: STRICKEN under separate action (see individual items)

MINUTES:

There was no related discussion.

(9:26 – 9:28)

1-645

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD D. GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of Contract Modification #1 with VTN Nevada for additional construction management services necessary to complete the U.S. 95/Rancho Sewer Phase 1B Project (\$50,000 - City of Las Vegas Sanitation Fund) - Ward 5 (Weekly)

Fiscal Impact

☐

No Impact

Amount: \$50,000

☒

Budget Funds Available

Dept./Division: Public Works/City Engineer

☐

Augmentation Required

Funding Source: CLV Sanitation Fund

PURPOSE/BACKGROUND:

This contract modification is for additional services to evaluate additional claims and change orders sought by the contractor.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Contract Modification #1

MOTION:

REESE – APPROVED Items 4, 5, 7-37, and 41-47 – UNANIMOUS

Items 3 & 6: ABEYANCE to 3/5/2003 under separate actions (see individual items)

Items 38, 39 & 40: STRICKEN under separate action (see individual items)

MINUTES:

There was no related discussion.

(9:26 – 9:28)

1-645

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☒

CONSENT

☐

DISCUSSION

SUBJECT:

RESOLUTIONS:

R-28-2003 - Approval of a Resolution overruling complaints, protests, and objections and confirming the final assessment roll for Special Improvement District No. 1479 – Mayfair Area (\$70,328.08 - Capital Projects Fund/Special Assessments) - Ward 5 (Weekly)

Fiscal Impact

☐

No Impact

Amount: \$70,328.08

☐

Budget Funds Available

Dept./Division: Public Works/SID

☒

Augmentation Required

Funding Source: Capital Projects Fund/Special Assessments

PURPOSE/BACKGROUND:

Construction and installation of streetlights. The District is located in the Mayfair subdivision bounded by 15th Street on the west, Fremont Street on the north, Bruce Street on the east, and Charleston Boulevard on the south.

RECOMMENDATION:

It is recommended that the City Council adopt this Resolution.

BACKUP DOCUMENTATION:

Resolution No. R-28-2003

MOTION:

REESE – Motion to bring forward and STRIKE Items 38, 39, 40, 65, and 84 and Hold in ABEYANCE Item 50 to 3/5/2003 – UNANIMOUS

MINUTES:

There was no discussion.

(9:24 – 9:25)

1-591

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☒

CONSENT

☐

DISCUSSION

SUBJECT:

RESOLUTIONS:

R-29-2003 - Approval of a Resolution approving the Thirty-First Assessment Lien Apportionment Report (Revised as of February 19, 2003) for Special Improvement District No. 404 Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Acquisition, construction and installation of a street, water, sanitary sewer, storm sewer, curb and gutter and sidewalk project. Parcels are located in Villages 1, 2, and 8.

Following the approval the 31st Apportionment Report by the City Council on May 2, 2001, it was determined that there existed certain discrepancies. This revised report reconciles these discrepancies.

RECOMMENDATION:

It is recommended that the City Council adopt this Resolution.

BACKUP DOCUMENTATION:

Resolution No. R-29-2003

MOTION:

REESE – Motion to bring forward and STRIKE Items 38, 39, 40, 65, and 84 and Hold in ABEYANCE Item 50 to 3/5/2003 – UNANIMOUS

MINUTES:

There was no discussion.

(9:24 – 9:25)

1-591

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☒

CONSENT

☐

DISCUSSION

SUBJECT:

RESOLUTIONS:

R-30-2003 - Approval of a Resolution approving the Thirty-Second Assessment Lien Apportionment Report (Revised as of February 19, 2003) for Special Improvement District No. 404 Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Acquisition, construction and installation of a street, water, sanitary sewer, storm sewer, curb and gutter and sidewalk project. Parcels are located in Villages 1, 2, and 8.

Following the approval the 32nd Apportionment Report by the City Council on September 5, 2001, it was determined that there existed certain discrepancies. This revised report reconciles these discrepancies.

RECOMMENDATION:

It is recommended that the City Council adopt this Resolution.

BACKUP DOCUMENTATION:

Resolution No. R-30-2003

MOTION:

REESE – Motion to bring forward and STRIKE Items 38, 39, 40, 65, and 84 and Hold in ABEYANCE Item 50 to 3/5/2003 – UNANIMOUS

MINUTES:

There was no discussion.

(9:24 – 9:25)

1-591

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD D. GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

RESOLUTIONS:

R-31-2003 - Approval of a Resolution amending Schedule 26-II to add the Alley between Fremont Street, 15th Street, Ogden Avenue and Bruce Street as a One-Way Alley Eastbound - Ward 5 (Weekly)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division: PW/Traffic Engineering

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Staff converted the alley between Fremont Street, 15th Street, Ogden Avenue and Bruce Street to a one-way alley eastbound for a 90-day trial period for safety reasons at the request of the Metropolitan Police Department. Since the trial period is now over and there were no major objections from the businesses adjoining the alley, staff recommends approval of converting the alley permanently to one-way eastbound.

RECOMMENDATION:

Traffic and Parking Commission: Approval.

Staff: Approval

BACKUP DOCUMENTATION:

1. Map
2. Resolution No. R-31-2003

MOTION:

REESE – APPROVED Items 4, 5, 7-37, and 41-47 – UNANIMOUS

Items 3 & 6: ABEYANCE to 3/5/2003 under separate actions (see individual items)

Items 38, 39 & 40: STRICKEN under separate action (see individual items)

MINUTES:

There was no related discussion.

(9:26 – 9:28)

1-645

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD D. GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

REPORT FROM REAL ESTATE COMMITTEE - Councilmen Mack and Weekly

Approval of a Memorandum of Lease between the City of Las Vegas and Charter School Development Foundation for property located on the southwest corner of Lake Mead Boulevard and J Street - Ward 5 (Weekly)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

In order to obtain financing for Phase II of the Charter School, the lender is requesting verification of terms contained in the original 2/1/01 Lease through a Memorandum of Lease to state a description of the Premises and the term of lease. This Memorandum of Lease specifies that if there is any inconsistency between the terms of this instrument and the Lease, the terms of the Lease shall prevail.

RECOMMENDATION:

The 2/18/2003 Real Estate Committee and staff recommend approval

BACKUP DOCUMENTATION:

1. Memorandum of Lease
2. Site Map

MOTION:

REESE – APPROVED Items 4, 5, 7-37, and 41-47 – UNANIMOUS

Items 3 & 6: ABEYANCE to 3/5/2003 under separate actions (see individual items)

Items 38, 39 & 40: STRICKEN under separate action (see individual items)

MINUTES:

COUNCILMAN MACK commented that the Real Estate Committee met and reviewed all the Real Estate items on the Consent Agenda and joins with the recommendation of staff that each matter be approved by the City Council.

There was no related discussion.

(9:26 – 9:28)

1-645

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD D. GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

REPORT FROM REAL ESTATE COMMITTEE - Councilmen Mack and Weekly

Approval of an Easement and Rights-of-Way between the City of Las Vegas (City) and the Las Vegas Valley Water District (LVVWD) for an Easement to LVVWD to service City-owned Parcel Number 139-21-702-002 known as Phase II of the Charter School Development Foundation located on the southwest corner of Lake Mead Boulevard and J Street - Ward 5 (Weekly)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The Charter School is in the process of going out to bid for Phase II of the Charter School. In order to have water service for Phase II, the City has been requested to grant an Easement and Rights-of-Way to LVVWD to service the site and the water lines. The Charter School leases the land from the City.

RECOMMENDATION:

The 2/18/2003 Real Estate Committee and staff recommend approval

BACKUP DOCUMENTATION:

1. Easement and Rights-of-Way
2. Site Map

MOTION:

REESE – APPROVED Items 4, 5, 7-37, and 41-47 – UNANIMOUS

Items 3 & 6: ABEYANCE to 3/5/2003 under separate actions (see individual items)

Items 38, 39 & 40: STRICKEN under separate action (see individual items)

MINUTES:

COUNCILMAN MACK commented that the Real Estate Committee met and reviewed all the Real Estate items on the Consent Agenda and joins with the recommendation of staff that each matter be approved by the City Council.

There was no further discussion.

(9:26 – 9:28)

1-645

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PUBLIC WORKS**DIRECTOR: RICHARD D. GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

REPORT FROM REAL ESTATE COMMITTEE - Councilmen Mack and Weekly

Approval of a Interlocal Agreement #108923 with the Las Vegas Valley Water District (LVVWD) for water service at Ed Fountain Park located near the southwest corner of Vegas Drive and Decatur Boulevard (\$343,878 - Capital Improvement Project) - Ward 5 (Weekly)

Fiscal Impact☐**No Impact****Amount:** \$343,878☒**Budget Funds Available****Dept./Division:** PW/Engineering Integration☐**Augmentation Required****Funding Source:** Capital Improvement Project**PURPOSE/BACKGROUND:**

A necessary part of this project is the installation of water service. Before the Las Vegas Valley Water District will sign the service connection documents and allow the City to install the water service, the Interlocal Agreement with conditional water commitment must be executed and the required fees paid.

RECOMMENDATION:

The 2/18/2003 Real Estate Committee and staff recommend approval

BACKUP DOCUMENTATION:

1. Interlocal Agreement #108923
2. Site Map

MOTION:

REESE – APPROVED Items 4, 5, 7-37, and 41-47 – UNANIMOUS

Items 3 & 6: ABEYANCE to 3/5/2003 under separate actions (see individual items)

Items 38, 39 & 40: STRICKEN under separate action (see individual items)

NOTE: COUNCILMAN MACK disclosed that Items 3 and 6 involve locations near the Lady Luck Hotel/Casino, with whom his brother-in-law, Andrew Donner, has a contract, as well as near a SuperPawn shop owned by his brother, Steven Mack. The location involved in Item 11 is also near a SuperPawn shop owned by his brother Steven Mack, and Items 44 and 45 involve locations near a building owned by his brother Steven Mack. Since he has not spoken to his brother or brother-in-law on any of the aforementioned Items, COUNCILMAN MACK said he would be voting, as he did not believe they would impact his relatives' businesses.

MINUTES:

COUNCILMAN MACK commented that the Real Estate Committee met and reviewed all the Real Estate items on the Consent Agenda and joins with the recommendation of staff that each matter be approved by the City Council.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003

Consent – Real Estate

Item 44 – Approval of a Interlocal Agreement #108923 with the Las Vegas Valley Water District (LVVWD) for water service at Ed Fountain Park located near the southwest corner of Vegas Drive and Decatur Boulevard

MINUTES – Continued:

There was no further discussion.

(9:26 – 9:28)

1-645

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PUBLIC WORKS**DIRECTOR: RICHARD D. GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

REPORT FROM REAL ESTATE COMMITTEE - Councilmen Mack and Weekly

Approval of an Easement and Rights-of-Way between the City of Las Vegas (City) and the Las Vegas Valley Water District (LVVWD) for a 550 square foot Easement to LVVWD to service a portion of Parcel Number 139-30-101-004 known as Ed Fountain Park located near the southeast corner of Vegas Drive and Decatur Boulevard - Ward 5 (Weekly)

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

The City is in the process of going out to bid for the renovation of Ed Fountain Park. In order to have water service for the renovated park site, the City is required to grant an Easement and Rights-of-Way to LVVWD to service the site and the water lines.

RECOMMENDATION:

The 2/18/2003 Real Estate Committee and staff recommend approval

BACKUP DOCUMENTATION:

1. Easement and Rights-of-Way
2. Site Map

MOTION:

REESE – APPROVED Items 4, 5, 7-37, and 41-47 – UNANIMOUS

Items 3 & 6: ABEYANCE to 3/5/2003 under separate actions (see individual items)

Items 38, 39 & 40: STRICKEN under separate action (see individual items)

NOTE: COUNCILMAN MACK disclosed that Items 3 and 6 involve locations near the Lady Luck Hotel/Casino, with whom his brother-in-law, Andrew Donner, has a contract, as well as near a SuperPawn shop owned by his brother, Steven Mack. The location involved in Item 11 is also near a SuperPawn shop owned by his brother Steven Mack, and Items 44 and 45 involve locations near a building owned by his brother Steven Mack. Since he has not spoken to his brother or brother-in-law on any of the aforementioned Items, COUNCILMAN MACK said he would be voting, as he did not believe they would impact his relatives' businesses.

MINUTES:

COUNCILMAN MACK commented that the Real Estate Committee met and reviewed all the Real Estate items on the Consent Agenda and joins with the recommendation of staff that each matter be approved by the City Council.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003

Consent – Real Estate

Item 45 – Approval of an Easement and Rights-of-Way between the City of Las Vegas (City) and the Las Vegas Valley Water District (LVVWD) for a 550 square foot Easement to LVVWD to service a portion of Parcel Number 139-30-101-004 known as Ed Fountain Park located near the southeast corner of Vegas Drive and Decatur Boulevard

MINUTES – Continued:

There was no further discussion.

(9:26 – 9:28)

1-645

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD D. GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

REPORT FROM REAL ESTATE COMMITTEE - Councilmen Mack and Weekly

Approval of an Easement and Rights-of-Way between the City of Las Vegas (City) and the Las Vegas Valley Water District (LVVWD) for an Easement to LVVWD to service City-leased property from the Bureau of Land Management (BLM) known as Parcel Number 125-07-501-002 located on Iron Mountain Road in between Fort Apache Road and Tee Pee Lane in support of Clark County School District's (CCSD) Bilbray Elementary School - Ward 6 (Mack)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

CCSD is in the process of going out to bid for the construction of Bilbray Elementary School. In order to have water service to the CCSD school site, CCSD has requested that the City grant an Easement and Rights-of-Way to LVVWD to service CCSD's site and the water lines. The water line will run across City leased land and will eventually serve a future City park at this site.

RECOMMENDATION:

The 2/18/2003 Real Estate Committee and staff recommend approval

BACKUP DOCUMENTATION:

1. Easement and Rights-of-Way
2. Site Map

MOTION:

REESE – APPROVED Items 4, 5, 7-37, and 41-47 – UNANIMOUS

Items 3 & 6: ABEYANCE to 3/5/2003 under separate actions (see individual items)

Items 38, 39 & 40: STRICKEN under separate action (see individual items)

MINUTES:

COUNCILMAN MACK commented that the Real Estate Committee met and reviewed all the Real Estate items on the Consent Agenda and joins with the recommendation of staff that each matter be approved by the City Council.

There was no further discussion.

(9:26 – 9:28)

1-645

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PUBLIC WORKS**DIRECTOR: RICHARD D. GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

REPORT FROM REAL ESTATE COMMITTEE - Councilmen Mack and Weekly

Approval authorizing staff to enter into negotiations with Clark County Water Reclamation District (District) to acquire an Easement and/or to purchase vacant land located at the northeast corner of Parcel #161-10-701-001 - County (near Ward 3 - Reese)

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

The sq. footage referenced in the CLV owned parcel represents a 40' x 40' portion of the 6.57 acres contained within the parcel. The District desires to purchase or have CLV grant an Easement for this area. This parcel is located near the CLV's Water Pollution Control Facility. Staff received an unsolicited letter of proposal from the District on 2/3/03 expressing the District's desire to use the land to promote a future public wastewater lift station to provide for the District's customer needs and to promote the orderly growth of development located west of the LV Wash.

RECOMMENDATION:

The 2/18/2003 Real Estate Committee and staff recommend approval to enter into negotiations

BACKUP DOCUMENTATION:

1. 2/3/03 Letter from Clark County Water Reclamation District
2. Site Map

MOTION:

REESE – APPROVED Items 4, 5, 7-37, and 41-47 – UNANIMOUS

Items 3 & 6: ABEYANCE to 3/5/2003 under separate actions (see individual items)

Items 38, 39 & 40: STRICKEN under separate action (see individual items)

MINUTES:

COUNCILMAN MACK commented that the Real Estate Committee met and reviewed all the Real Estate items on the Consent Agenda and joins with the recommendation of staff that each matter be approved by the City Council.

There was no further discussion.

(9:26 – 9:28)

1-645

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: CITY MANAGER**DIRECTOR: DOUGLAS A. SELBY**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

ADMINISTRATIVE:

Report from the City Manager on emerging issues

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

The City Manager (CM) Report will be a vehicle for the City Manager to update the Council on emerging issues that may have an impact on the City of Las Vegas. The CM Report will be a recurring item for every Council meeting. If there are no items for the particular meeting, the City Manager will recommend that the item be stricken.

RECOMMENDATION:

Report only, no action required.

BACKUP DOCUMENTATION:

Submitted at the meeting: Internet article titled : Federal Grant Helping Seniors with Home Security from Councilman McDonald

MOTION:**None required. A report was given.****MINUTES:**

CITY MANAGER SELBY reported on three matters. He, DEPUTY CITY MANAGER FRETWELL, MAYOR GOODMAN, and COUNCILMAN REESE met with the Sheriff on the City-wide task force, which the Council is very interested in implementing in order to deal with areas of the City that need a lot of attention. From that meeting, staff believes that three elements for a successful program were identified: Police enforcement must be coupled with changing the environment in an effort to dissuade criminal activity. While the Las Vegas Metropolitan Police Department (Metro) has the ability to arrest criminals, the City has the ability to enact environmental changes that can discourage further illegal activity through its building, land use, and business codes. Secondly, changing the environment must be coupled with neighbors and businesses taking responsibility for those areas. Because, as the Council has mentioned previously, the City cannot be all things to all people and cannot be everywhere at all times. Through Metro programs and Neighborhood Services, mechanisms can be created to encourage residents to actively participate in community affairs, especially once the task force is removed from the area. Finally, appropriate penalties must be handed out to both criminals and residents.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003

Administrative

Item 48 – Report from the City Manager on emerging issues

MINUTES – Continued:

The second phase of the meeting focused on identifying hot spots. Staff from the Sheriff's office will provide statistics to the Council members in order to establish a priority list of hot spots. Once that is accomplished, a strategic team can be formed; objectives can be established and issues can be addressed.

DEPUTY CITY MANAGER FRETWELL noted that the Meadows Village Task Force is a good example of a recent effort by the City, to encourage residents to be aggressive in their efforts and not be timid. That is a lesson that will be kept in mind as initiatives are taken in other areas of the City.

DEPUTY CITY MANAGER FRETWELL also reported that the City has made an offer of \$800,000 to the County to acquire the building at 601 E. Fremont, where fingerprinting used to be. Interest has been expressed to the City to convert that property into nightclubs and dining venues. Staff believes that would be a great anchor point for the Entertainment District.

Finally, CITY MANAGER SELBY indicated that Patriot Park would be opening on Saturday, March 1, 2003, at noon.

COUNCILMAN McDONALD applauded CITY MANAGER SELBY, DEPUTY CITY MANAGER FRETWELL, City staff, and SHERIFF YOUNG for taking an aggressive approach with Meadows Village, and not backing down when several people complained.

NOTE: COUNCILMAN McDONALD directed the following: 1) That the City Manager's office investigate the possibility of moving the Choices Group into the County Courthouse building, given that it is a County program. 2) That the federal lobbyists look into obtaining a federal grant to help senior citizens rehab their homes and to provide assistance to senior complexes. 3) That DEPUTY CITY MANAGER FRETWELL investigate a bill that was proposed at the legislative level about large companies that are not providing their employees with healthcare benefits, and to brief the Council and the County Commissioners on it.

NOTE: MAYOR GOODMAN directed CITY MANAGER SELBY to speak with the Municipal Court Judges about imposing maximum sentences on repeat offenders in order to assist with keeping neighborhoods clean.

(9:31 – 9:41)

1-814

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: CITY MANAGER**DIRECTOR: DOUGLAS A. SELBY**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

ADMINISTRATIVE:

Report and possible action concerning the status of 2003 legislative issues

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

Staff will report on pending legislation of the 2003 Nevada State Legislature.

RECOMMENDATION:

It is recommended that the City Council accept report and direct staff, if necessary.

BACKUP DOCUMENTATION:

None

MOTION:

REESE – ACCEPTED the report – UNANIMOUS

MINUTES:

DEPUTY CITY MANAGER FRETWELL indicated that to date over 300 bills have been introduced, with the City tracking over 150 of those bills. She highlighted a few of those bills and some issues that might impact the City.

Within the next week, it is anticipated that the Governor's Task Force on Tax Policy will introduce a bill both in the Senate and the Assembly. It is anticipated that it will include a quarter of one percent gross receipts tax, an increase in what is collectively called the sin tax, meaning liquor and cigarette taxes. This would also include an increase in the business activity tax from \$100 to \$300 annually, an imposition of an entertainment and amusement tax, and an increase of about 15 cents in property tax. It will be interesting to see how that is debated during the legislative process. To her understanding, SENATORS MARK AMODEI and JOHN CARE are working to introduce a similar bill; however, that bill may not include the gross receipts tax or the entertainment tax.

Of more impact to the City is the abstention on voting bill, which is a cleanup bill introduced by SENATOR CARE. That bill would eliminate what is perceived as a loophole in how officials abstain on measures.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003

Administrative

Item 49 – Report and possible action concerning the status of 2003 legislative issues

MINUTES – Continued:

Currently, if an official abstains because of the ethics laws, the quorum would not be reduced. For example, if one of five Council members that were present had to abstain, citing ethics laws, the quorum would be reduced to four and would only require three people to pass a measure. This bill would eliminate that option. Staff does not feel that really poses a problem, because those types of situations are not common. Also, there is an amendment that was proposed that would require the City Attorney to provide the Council members with written or verbal advice prior to abstention for ethical reasons.

AB-29 is a bill in the Judicial Committee that is related to fees assessed through the Municipal Court. Presently, the Alternative Sentencing and Education Programs are almost self-sustaining with the fees that are assessed. AB-29 would require the City to assess a \$15 assessment fee on people who go through Municipal Court to be turned over to the District Court for them to be able to implement the same programs in Municipal Court. Since all Municipal Court fees are not completely self-sustaining, staff's position is to make sure that, if AB-29 passes, a portion of the fee is retained, or that the City is able to assess its own fee to be able to cover its costs. The other dilemma with this measure is that the City may not be able to actually recover fines and fees as well as it has been because they would be increasing. Staff is trying to work with the sponsor of the bill to try to amend it to accommodate some of the City's concerns.

The City's bill, AB-135, which would allow the City to accelerate recovery of funds on liens on abated properties, was introduced. Staff is trying to get it scheduled for a hearing before the Assembly.

AB-96 is a Clark County Health District bill, which came about somewhat in response to the 2002 ballot question about having local governments regulate smoking policies instead of the state. This bill would allow the local Health District to enact more stringent restrictions on smoking, which would guarantee some consistencies statewide. It would ban smoking in grocery stores, convenience stores, medical facilities, childcare centers, public buildings, schools, restaurants, retail stores, shopping malls, video arcades, and movie theaters. The bill would specifically exclude non-restricted gaming establishments.

Lastly, DEPUTY CITY MANAGER FRETWELL indicated that the Nevada League of Cities would be hosting a reception on February 27, 2003, Legislative Day.

DEPUTY CITY MANAGER FRETWELL clarified for COUNCILWOMAN McDONALD the changes that the abstention bill would bring. Based on past law, and what is current now, four votes would be required for a matter to pass. But if an elected official had to abstain because of NRS 281, that majority would be reduced. The proposed bill would close that loophole, so that, if an elected official would have to abstain because of NRS 281, the four (a majority) votes would still be required.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003

Administrative

Item 49 – Report and possible action concerning the status of 2003 legislative issues

MINUTES – Continued:

COUNCILWOMAN McDONALD said that change could potentially penalize applicants, through no fault of their own, that come before the City Council. She cited a case that occurred about eight years ago where the only person on the City Council who did not have a conflict was former Mayor JAN JONES. That was a very important matter because it dealt with emergency funds for emergency shelter. Under this proposed law, emergency monies could not be approved for the homeless due to conflicts, which is very severe, in her opinion. DEPUTY CITY MANAGER FRETWELL assured COUNCILWOMAN McDONALD that the sponsor of the bill was informed that approval of such a bill could, in some cases, impede the Council from taking action as a board. And even though it does not occur often, it has happened. It happens frequently at the Planning Commission level. Staff is trying to establish a concise reason for abstention.

There was no further discussion.

(9:41 - 9:53)

1-1181

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Discussion and possible action on Appeal of Work Card Denial: Held in Abeyance from January 22, 2003. Michael A. Hays, 3960 Sagewood, Las Vegas, Nevada 89117

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

RECOMMENDATION:

BACKUP DOCUMENTATION:

Submitted after the final agenda: Abeyance letter from Patricia Erickson, attorney for the appellant

MOTION:

REESE – Motion to bring forward and STRIKE Items 38, 39, 40, 65, and 84 and Hold in ABEYANCE Item 50 to 3/5/2003 – UNANIMOUS

MINUTES:

There was no discussion.

(9:24 – 9:25)

1-591

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES**DIRECTOR: MARK R. VINCENT**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Discussion and possible action on the Fiscal Year 2004 Las Vegas Metropolitan Police Department Funding Apportionment Plan

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

The City of Las Vegas and Clark County share the cost of the Las Vegas Metropolitan Police Department (LVMPD) in accordance with NRS 280.201. This apportionment formula is based on LVMPD statistics on calls for service and felony crimes, which when applied to LVMPD cost categories of uniform, investigative and community services, results in increases of 0.2, 0.4, and 7.2 percentage points respectively. If the FY 2004 budget were identical to FY 2003, these reductions would translate to an 0.3 percentage increase in our share of cost, or about \$630K.

RECOMMENDATION:

Approve Fiscal Year 2004 Las Vegas Metropolitan Police Department Funding Apportionment Plan.

BACKUP DOCUMENTATION:

Fiscal Year 2004 Las Vegas Metropolitan Police Department Apportionment Plan

MOTION:

REESE – ACCEPTED the report – UNANIMOUS

MINUTES:

NOTE: This matter was trailed until the arrival of MARK VINCENT.

MARK VINCENT, Director of Finance & Business Services, announced that this annual apportionment plan is required by Nevada Revised Statutes to determine funding allocation between Clark County and the City of Las Vegas. The statistics have slightly shifted in the County's favor. Even if things remained the same, it would result in an increase of approximately \$600,000 to the City of Las Vegas. Las Vegas Metropolitan Police Department (Metro) will present its budget on Monday, at which time the City will see what other proposals are made. MAYOR GOODMAN confirmed that the 400 additional positions being proposed by the Sheriff are not included in the information available at this time.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003

Finance and Business Services

Item 51 – Discussion and possible action on the Fiscal Year 2004 Las Vegas Metropolitan Police Department Funding Apportionment Plan

MINUTES – Continued:

TODD FARLOW, 240 North 19th Street, outlined a dilemma created by the goals and objectives of the 2020 Master Plan which support the Metro policy as to public safety. Things have understandably changed as a result of 9/11. Metro no longer actively pursues stolen objects. They advise you to file a police report and seek reimbursement through an insurance claim. Given the average deductible, homeowners are the least able to afford the loss. Metro is pulling manpower from the neighborhoods to support security of tourists. Again, that puts the burden on those that can least afford it. He also complained that plea-bargaining defeats the intent of the three-strike rule. MAYOR GOODMAN and COUNCILMAN REESE responded that they supported the defendant doing the 180 days, but the case was heard by another jurisdiction. The key is bed space and doing the time for the crime. The Sheriff has pledged police presence in all jurisdictions and not just along the Strip.

TOM McGOWAN, Las Vegas resident, stressed that there must be an increase in law enforcement and that would mean an even greater increase to Metro's budget.

NOTE: MAYOR GOODMAN directed MR. VINCENT to brief him immediately after the Metro budget is unveiled.

There was no further discussion.

(9:53/9:56- 10:04)
1-1629/1-1760

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES**DIRECTOR: MARK R. VINCENT**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Discussion and possible action regarding a Six Month Review of a Beer/Wine/Cooler Off-sale Liquor License, Rebel Oil Company, Inc., dba Rebel 65, 1720 West Charleston Blvd., Sally A. Wallace, Mgr. - Ward 5 (Weekly)

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

Discussion and possible action regarding a Six Month Review of a Beer/Wine/Cooler Off-sale Liquor License

RECOMMENDATION:

Recommendation to be provided after discussion of this item at the City Council meeting

BACKUP DOCUMENTATION:

Agenda memo

MOTION:

WEEKLY – APPROVED, subject to a six-month (8/20/03) review – UNANIMOUS

NOTE: MAYOR GOODMAN disclosed that he owns property in this area, but he did not feel that it would be affected in anyway by his vote.

MINUTES:

The applicant was present.

JIM DiFIORE, Manager, Business Services, advised that the original concern of the Las Vegas Metropolitan Police Department (Metro) in 2000 dealt with MS. WALLACE selling alcohol to a minor, for which she served probation and the case was dismissed. Since 2000 there have been no other areas of concern. He recommended approval with no further reviews.

COUNCILMAN WEEKLY discussed with MR. DiFIORE that there were no concerns raised during this six-month review period. Although mistakes can happen, the sale of alcohol to minors needs to be closely monitored. Growing up is difficult enough and it is the responsibility of adults to look out for children. COUNCILMAN WEEKLY directed that there be one more review. MS. WALLACE indicated her understanding of the Councilman's comments.

There was no further discussion.

(9:53 - 9:56)

1-1647

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☐

CONSENT

☒

DISCUSSION

SUBJECT:

Discussion and possible action regarding Approval of a new Slot Operator Space Lease Location Restricted Gaming License for 7 slots subject to approval by the Nevada Gaming Commission, E-T-T, Inc., db at Terrible's #255, 2021 North Buffalo - Ward 4 (Brown)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Discussion and possible action regarding Approval of a new Slot Operator Space Lease Location Restricted Gaming License for 7 slots

RECOMMENDATION:

Recommend approval subject to approval by the Nevada Gaming Commission

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Letter from Virginia Daniel
3. Map

MOTION:

BROWN – APPROVED subject to approval by the Nevada Gaming Commission – UNANIMOUS

MINUTES:

JENNIE DANIEL explained that she is the Compliance Officer for Herbst Gaming, the parent company of ETT.

JIM DiFIORE, Manager, Business Services, stated that the item is in order and the applicant will be appearing before the Nevada Gaming Commission 2/20/2003 for their approval. He recommended approval subject to approval at that hearing.

There was no further discussion.

(10:04)

1-2077

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES**DIRECTOR: MARK R. VINCENT**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Discussion and possible action regarding Approval of a new Slot Operator Space Lease Location Restricted Gaming License for 15 slots subject to approval by the Nevada Gaming Commission, Market Gaming, Inc., db at Smith's Food & Drug Center #347, 9851 West Charleston Blvd. - Ward 2 (L.B. McDonald)

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

Discussion and possible action regarding Approval of a new Slot Operator Space Lease Location Restricted Gaming License for 15 slots

RECOMMENDATION:

Recommend approval subject to approval by the Nevada Gaming Commission

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Letter from Virginia Daniel
3. Map

MOTION:

L.B. McDONALD – APPROVED subject to approval by the Nevada Gaming Commission
– UNANIMOUS

MINUTES:

JENNIE DANIEL was present as the Compliance Officer for Herbst Gaming, the parent company of ETT.

JIM DiFIORE, Manager, Business Services, indicated that Items 54 through 60 are all recommended for approval, subject to Nevada Gaming Commission approval at the 2/20/2003 hearing. These applications are a result of the purchase of these stores, requiring new gaming licenses.

There was no further discussion.

(10:04 – 10:05)

1-2114

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☐

CONSENT

☒

DISCUSSION

SUBJECT:

Discussion and possible action regarding Approval of a new Slot Operator Space Lease Location Restricted Gaming License for 15 slots subject to approval by the Nevada Gaming Commission, Market Gaming, Inc., db at Smith's Food & Drug Center #385, 2211 North Rampart Blvd. - Ward 4 (Brown)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Discussion and possible action regarding Approval of a new Slot Operator Space Lease Location Restricted Gaming License for 15 slots

RECOMMENDATION:

Recommend approval subject to approval by the Nevada Gaming Commission

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Letter from Virginia Daniel
3. Map

MOTION:

BROWN – APPROVED subject to approval by the Nevada Gaming Commission – UNANIMOUS

MINUTES:

JENNIE DANIEL was present as the Compliance Officer for Herbst Gaming, the parent company of ETT. JIM DiFIORE, Manager, Business Services, was also present.

See related Item 54 for discussion.

(10:05 – 10:06)

1-2153

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☐

CONSENT

☒

DISCUSSION

SUBJECT:

Discussion and possible action regarding Approval of a new Slot Operator Space Lease Location Restricted Gaming License for 15 slots subject to approval by the Nevada Gaming Commission, Market Gaming, Inc., db at Smith's Food & Drug Center #383, 4440 North Rancho Drive - Ward 6 (Mack)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Discussion and possible action regarding Approval of a new Slot Operator Space Lease Location Restricted Gaming License for 15 slots

RECOMMENDATION:

Recommend approval subject to approval by the Nevada Gaming Commission

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Letter from Virginia Daniel
3. Map

MOTION:

MACK – APPROVED subject to approval by the Nevada Gaming Commission – UNANIMOUS

MINUTES:

JENNIE DANIEL was present as the Compliance Officer for Herbst Gaming, the parent company of ETT. JIM DiFIORE, Manager, Business Services, was also present.

See related Item 54 for discussion.

(10:06)

1-2176

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☐

CONSENT

☒

DISCUSSION

SUBJECT:

Discussion and possible action regarding Approval of a new Slot Operator Space Lease Location Restricted Gaming License for 15 slots subject to approval by the Nevada Gaming Commission, Market Gaming, Inc., db at Smith's Food & Drug Center #377, 850 South Rancho Drive - Ward 1 (M. McDonald)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Discussion and possible action regarding Approval of a new Slot Operator Space Lease Location Restricted Gaming License for 15 slots

RECOMMENDATION:

Recommend approval subject to approval by the Nevada Gaming Commission

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Letter from Virginia Daniel
3. Map

MOTION:

M. McDONALD – APPROVED subject to approval by the Nevada Gaming Commission – UNANIMOUS

MINUTES:

JENNIE DANIEL was present as the Compliance Officer for Herbst Gaming, the parent company of ETT. JIM DiFIORE, Manager, Business Services, was also present.

See related Item 54 for discussion.

(10:06 – 10:07)

1-2198

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES**DIRECTOR: MARK R. VINCENT**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Discussion and possible action regarding Approval of a new Slot Operator Space Lease Location Restricted Gaming License for 15 slots subject to approval by the Nevada Gaming Commission, Market Gaming, Inc., db at Smith's Food & Drug Center #359, 232 North Jones Blvd. - Ward 2 (L.B. McDonald)

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

Discussion and possible action regarding Approval of a new Slot Operator Space Lease Location Restricted Gaming License for 15 slots

RECOMMENDATION:

Recommend approval subject to approval by the Nevada Gaming Commission

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Letter from Virginia Daniel
3. Map

MOTION:

L.B. McDONALD – APPROVED subject to approval by the Nevada Gaming Commission
– UNANIMOUS

MINUTES:

JENNIE DANIEL was present as the Compliance Officer for Herbst Gaming, the parent company of ETT. JIM DiFIORE, Manager, Business Services, was also present.

See related Item 54 for discussion.

(10:07)

1-2217

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☐

CONSENT

☒

DISCUSSION

SUBJECT:

Discussion and possible action regarding Approval of a new Slot Operator Space Lease Location Restricted Gaming License for 15 slots subject to approval by the Nevada Gaming Commission, Market Gaming, Inc., db at Food 4 Less #792, 3602 East Bonanza Road - Ward 3 (Reese)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Discussion and possible action regarding Approval of a new Slot Operator Space Lease Location Restricted Gaming License for 15 slots

RECOMMENDATION:

Recommend approval subject to approval by the Nevada Gaming Commission

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Letter from Virginia Daniel
3. Map

MOTION:

REESE – APPROVED subject to approval by the Nevada Gaming Commission – UNANIMOUS

MINUTES:

JENNIE DANIEL was present as the Compliance Officer for Herbst Gaming, the parent company of ETT. JIM DiFIORE, Manager, Business Services, was also present.

See related Item 54 for discussion.

(10:07 – 10:08)

1-2239

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☐

CONSENT

☒

DISCUSSION

SUBJECT:

Discussion and possible action regarding Approval of a new Slot Operator Space Lease Location Restricted Gaming License for 11 slots subject to approval by the Nevada Gaming Commission, Market Gaming, Inc., db at Food 4 Less #793, 1941 North Decatur Blvd. - Ward 5 (Weekly)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Discussion and possible action regarding Approval of a new Slot Operator Space Lease Location Restricted Gaming License for 11 slots

RECOMMENDATION:

Recommend approval subject to approval by the Nevada Gaming Commission

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Letter from Virginia Daniel
3. Map

MOTION:

WEEKLY – APPROVED subject to approval by the Nevada Gaming Commission – UNANIMOUS

MINUTES:

JENNIE DANIEL was present as the Compliance Officer for Herbst Gaming, the parent company of ETT. JIM DiFIORE, Manager, Business Services, was also present.

See related Item 54 for discussion.

(10:08)

1-2259

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES**DIRECTOR: MARK R. VINCENT**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Discussion and possible action regarding Temporary Approval of a new Tavern Liquor License subject to the provisions of the planning codes, Durango Hills, LLC, dba Durango Hills Golf Club, 3501 North Durango Drive, IRI Golf Management, LP, Mgr, Mmbr, 100%, GolfMark Corporation Gen Ptnr, 74.593%, Jeffrey M. Silverstein, Dir, Pres, Secy, Treas, 100%, Jeffrey M. Silverstein, 22.407%, Ltd Ptnr, Noah L. Spiegel, Gen Mgr - Ward 4 (Brown)

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

Discussion and possible action regarding Temporary Approval of a new Tavern Liquor License

RECOMMENDATION:

Recommend approval subject to the provisions of the planning codes

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Map

MOTION:

BROWN – APPROVED the temporary license subject to provisions as recommended, with the manager of Business Services granted the authority to approve the permanent license after completion of appropriate process – UNANIMOUS

MINUTES:

NICK SPIEGEL was present on behalf of the applicant.

JIM DiFIORE, Manager, Business Services, recommended approval, subject to all provisions of the planning codes, and requested permission to grant the permanent license once the conditions have been met and a favorable police report is accepted.

MAYOR GOODMAN announced that there would be a Golf for Literacy tournament at Durango Hills Golf Course at 8:00 a.m. Friday, February 21. Participation has been oversold. COUNCILMAN BROWN confirmed with MR. DiFIORE for the record that there is no

CITY COUNCIL MEETING OF FEBRUARY 19, 2003

Finance and Business Services

Item 61 – Discussion and possible action regarding Temporary Approval of a new Tavern Liquor License subject to the provisions of the planning codes, Durango Hills, LLC, dba Durango Hills Golf Club, 3501 North Durango Drive, IRI Golf Management

MINUTES – Continued:

connection between this temporary approval and the Mayor's sponsorship of that fundraiser. He also commended MR. SPIEGEL for the tremendous job being done at Durango Hills. There has been very positive feedback from the community, golfers and constituents. Great things should be happening with spring around the corner.

There was no further discussion.

(10:08 – 10:11)

1-2278

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: LEISURE SERVICES**DIRECTOR:** BARBARA P. JACKSON, DPA ☐ **CONSENT** ☒ **DISCUSSION****SUBJECT:**

ABEYANCE ITEM - Discussion and possible action on naming a park and a baseball complex located at Bonanza Road and Sandhill Road - Ward 3 (Reese)

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

On December 11, 2002, at the monthly Parks and Recreation Advisory Commission meeting, the park naming sub-committee reported the recommendation of Gray Wolf Park for the park site currently known as Sandhill-Bonanza site located at Bonanza Road and Sandhill Road. The commission also recommended the baseball fields at the Bonanza site be named Mike Morgan Baseball Complex. The vote by the Board was unanimous to recommend the names to City Council

RECOMMENDATION:

Staff recommends City Council approval

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED naming the park MIKE MORGAN FAMILY PARK – UNANIMOUS

MINUTES:

DR. BARBARA JACKSON, Director, Leisure Services, stated that the Park & Recreation Board subcommittee has recommended that the park site be named Grey Wolf Park and that the baseball fields at that site be named the Mike Morgan Baseball Complex. MAYOR GOODMAN asked the significance of Grey Wolf Park. DR. JACKSON explained that it is the mascot of the school on that site.

COUNCILMAN REESE summarized MIKE MORGAN's 23-year history in the major leagues, representation of Las Vegas and strong support of both Little League and Girls Softball League. MR. MORGAN has made a significant impact on the youth of Las Vegas, with an overall losing record but outstanding individual statistics. While he respects the work done by the Park and Recreation Board, he would prefer to name the entire park Mike Morgan Family Park.

There was no further discussion.

(10:11 – 10:14)

1-2412

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: NEIGHBORHOOD SERVICES**DIRECTOR: SHARON SEGERBLOM**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Report on the status of the Department of Labor Earmark Demonstration/Pilot appropriation for employment and training needs - All Wards

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

The Department of Labor Earmark proposal was submitted on October 31, 2002 per Council's direction and approval. The City of Las Vegas Neighborhood Services Department received the award letter on December 19, 2002 indicating that the proposal was approved. The purpose of this report is to update the Council on the program timelines, implementation process, staffing requirements, professional services contracts and agreements.

RECOMMENDATION:

Report only, no action required.

BACKUP DOCUMENTATION:

Submitted after the meeting: hard copy of PowerPoint

MOTION:

No motion required. A report was given.

MINUTES:

SHARON SEGERBLOM, Director, and LISA MORRIS, of Neighborhood Services, reviewed a PowerPoint presentation outlining the appropriation, a copy of which was submitted for the record. MS. SEGERBLOM requested that the Council pay particular attention to specific, mandatory timelines of this complex grant. Staff submitted the grant application 10/17/2002 and received approval 12/9/2002. The City was directed to narrow its focus to two programs and the practical nursing program was eliminated. After numerous requests by the City, the Department of Labor provided critical grantee training on grant tools and start up activities in order to ensure that the program will be successful. Congress has historically been critical of the lack of documented outcomes resulting from this grant program. The City will be required to provide documentation of training, job placement and retention, tracking of all participants, a program evaluation conducted by the Universities of Las Vegas, Reno and Las Vegas, and publication of a final report to be distributed to the Congressional delegation and other groups developing similar projects.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003

Neighborhood Services

Item 63 – Report on the status of the Department of Labor Earmark Demonstration/Pilot appropriation for employment and training needs

MINUTES – Continued:

MS. MORRIS confirmed that she will be responsible for this administrative processing. The accounting process required monthly by this grant is currently only used at fiscal year end and will necessitate a system through Finance to provide the required monthly data. The grant period is 12/9/2002 through 6/30/2004, with a one-year, no-cost extension.

MS. MORRIS outlined the City's anticipation that 30 to 45 days from this meeting, the City will be meeting to review training and case management practices. A draft policies and procedures manual was already provided to the Department of Labor. Following revisions of the manual, the City will hire staff for services and operations, execute City Council approved contracts, and conduct additional social service provider and job bank workshops for hiring rehabilitated ex-offenders. COUNCILMAN WEEKLY, as well as representatives from Cox Communications and Boyd Gaming, attended the initial workshop. All full-time staffing will be covered by the grant. Time and intensive preparation is needed to implement a successful program. There are three complex programs involved in this grant.

MS. SEGERBLOM complimented MS. MORRIS on doing an incredible job. In addition, the Department of Finance has been a tremendous help. This is a \$1.75 million grant. MAYOR GOODMAN commented on the timeliness of this grant. There is a rumor in Carson City about reducing prison staffing resulting in the release of non-violent felony offenders. This gets the potential employers active and provides training for the ex-felons to prepare them for the workforce. The City will be prepared, even if the worst happens at the State-level.

COUNCILMAN WEEKLY thanked the Neighborhood Services staff for doing such an outstanding job. Many men and women will benefit from this. Last year he held three neighborhood meetings that dealt with ex-offenders and the room was packed each time. People may make a mistake, but they deserve to have another chance. The elected officials must provide that second chance. MAYOR GOODMAN concurred.

TOM McGOWAN, Las Vegas resident, questioned whether the training would include nursing. MS. MORRIS responded that nursing had to be eliminated from this particular grant because there was not sufficient funding. MR. McGOWAN congratulated staff on a marvelous job. Staff will get better with experience and they will become a model for others.

COUNCILMAN WEEKLY discussed with TOMMY RICKETTS, President of City Employees Association (CEA), that classifications have been established for the staffing under this grant and CEA is in full support with the program and with helping the community.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003

Neighborhood Services

Item 63 – Report on the status of the Department of Labor Earmark Demonstration/Pilot appropriation for employment and training needs

MINUTES – Continued:

BEATRICE TURNER, West Las Vegas resident, relayed a story about young people she was speaking with on her way to this meeting and their comments regarding jobs. The majority of employers will not hire felons, but it benefits everyone in the community when the ex-felons are working, paying taxes and being good citizens. MS. MORRIS pointed out that employers willing to hire ex-felons are key for this program to be successful. She requested the Council refer any businesses interested to her. Boyd Gaming is interested in seeing the end product.

COUNCILWOMAN McDONALD commented that in her experience with prison ministry one of the biggest obstacles for ex-felons is having a residence and address even before they can apply for a job. She discussed with MS. MORRIS that housing assistance is available for a period of time. There are actually 200 to 300 people in prison that are eligible for release that will not leave because they have no place to go. North Las Vegas is building a 300-unit residence for ex-offenders, but the City of Las Vegas is taking the reintegration approach.

DOROTHY R. BARNES, homeless resident, informed the Council that she resides on the street with a non-resident who wants to work but cannot because he does not have a social security number. She cannot sponsor him because she is on disability herself. She questioned whether the grant could assist non-residents. MS. MORRIS explained that all participants must have a valid work card.

AL GALLEGOS, citizen of Las Vegas, clarified that the “Mexican” workers MS. BARNES referred to are Latinos from every country in the world. MAYOR GOODMAN agreed and took the opportunity to state that the Council just approved the license for and attended the opening of Liborio Market. The operators were very proud to make available this type of specialized food.

SHANNON LARGE, Las Vegas High School student, questioned what type of felons would be facilitated. MS. MORRIS stressed that these are non-violent felons eligible for release anyway. This will provide counseling, training and assist them to reintegrate back into the community as taxpayers, rather than reoffending, returning to the system where the taxpayers support them. MS. LARGE discussed with MS. MORRIS that there will be monitoring and mentoring.

DEPUTY CITY MANAGER FRETWELL noted that this is a different activity for the City of Las Vegas. It has come about as a result of a partnership with Nevada’s federal delegation and provides a number of opportunities for the community using funding that might otherwise have not been received. It is an excellent opportunity for the City to assist the State by driving down repeat criminal activity and reduce the burden on the criminal justice system. During these tough financial times, the City was able to take advantage of federal funding to the benefit of the State.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003

Neighborhood Services

Item 63 – Report on the status of the Department of Labor Earmark Demonstration/Pilot appropriation for employment and training needs

MINUTES – Continued:

CAROL HYDE ZARON CRUTCHFIELD WAGGONER, ex-felon, stated that despite 15 years in the hotels working pretty great jobs, she is finding it impossible to find work.

CHRIS KAPLIN, Las Vegas High School student, verified with MS. MORRIS that the same program will be available to ex-offenders released and on probation. With 4,000 people being released each year and others moving into the Valley, the City is looking for alternatives to the 80% re-offending rate. The approach is to rebuild and change the entire mind-set. The environment inside a prison requires more than just stable housing and employment. The person needs the tools and skill sets to become self-sufficient for life. MAYOR GOODMAN pointed to the impact of that repeat criminal activity when just housing the average prisoner costs the taxpayers approximately \$25,000. Whatever can be done to alleviate that lessens the burden on the community. He complimented the staff on an outstanding report.

COUNCILMAN WEEKLY stressed for the students present from the Las Vegas High School and Calvary School the importance of learning and understanding from this report the long-term effect of their activities on their future. This Council honored a 75-year-old man who is still paying for a mistake he made when he was 18. COUNCILMAN WEEKLY was invited to speak at the prison and it was a chilling effect to have the big steel doors close behind him. Those men were pursuing their education and stated that they would do anything to have a second chance. Others would rather remain in custody because they feel they have no chance out of prison. MAYOR GOODMAN added that this is the type of program that will hopefully reduce the rate of repetition and reincarceration.

There was no further discussion.

(10:14 – 10:43)

1-2562/2-1

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: NEIGHBORHOOD SERVICES**DIRECTOR: SHARON SEGERBLOM** ☐ **CONSENT** ☒ **DISCUSSION****SUBJECT:**

Discussion and possible action on extension of contract from March 1, 2003 to June 30, 2003 to Catholic Charities of Southern Nevada to support continued operation of the Crisis Intervention Center (\$80,000 - Weather Shelter Funds) - All Wards

Fiscal Impact☐**No Impact****Amount:** \$80,000☒**Budget Funds Available****Dept./Division:** Neighborhood Services☐**Augmentation Required****Funding Source:** Weather Shelter Funds**PURPOSE/BACKGROUND:**

The Crisis Intervention Center is a one-stop shop for supportive services for homeless individuals. At this single facility, homeless individuals can access over eleven different service providers. Approximately three thousand homeless individuals visit the Crisis Intervention Center each month.

The untimely exit of the Saint Vincent de Paul Management organization caused the loss of federal funding for the Crisis Intervention Center. The remaining federal funding, as well as contributions from the City of Las Vegas, Clark County, and United Way will expire on February 28, 2003.

This contract extension with Catholic Charities represents the City of Las Vegas' portion in a cooperative effort with Clark County to continue operations at the Crisis Intervention Center.

RECOMMENDATION:

The City Manager recommends that the City Council approve the contract extension for Catholic Charities to operate the Crisis Intervention Center from March 1, 2003 to June 30, 2003.

BACKUP DOCUMENTATION:

First Amendment to the Operating Agreement between City of LV and Catholic Charities of Southern Nevada

Submitted after the meeting: hard copy of PowerPoint

MOTION:

REESE – APPROVED – UNANIMOUS with L.B. McDONALD abstaining because she serves as a Trustee on the Board of Catholic Charities

CITY COUNCIL MEETING OF FEBRUARY 19, 2003

Neighborhood Services

Item 64 – Discussion and possible action on extension of contract from March 1, 2003 to June 30, 2003 to Catholic Charities of Southern Nevada to support continued operation of the Crisis Intervention Center

MOTION – Continued:

NOTE: COUNCILMAN MACK disclosed that there was no conflict and he would vote on this item even though his brother, STEVEN MACK, has a SuperPawn across the street from this location which will not be affected by this item.

MINUTES:

SHARON SEGERBLOM, Director, and SABRA SMITH, Neighborhood Services, reported that the Crisis Intervention Center opened in 1994 as a one-stop shop for support services for the homeless. The goal is to centralize services. The past funding came from federal and matching funds from local governments. The previous operator, St. Vincent de Paul, ceased operations in 2002. Eleven service providers currently provide services with additional providers planned in the next few months. These services include monetary assistance (Nevada State Welfare and Clark County Social Services), psychological assessments (Southern Nevada Adult Mental Health) and GED classes (Community College of Southern Nevada).

As a result of the early exit of the previous operator, Housing and Urban Development (HUD) was unable to renew the funding for fiscal year 2003 and 2004. Because HUD has prioritized bricks and mortar projects over service projects, it is unlikely that there will be future funding. The funding for the current operations by Catholic Charities includes contributions from the City of Las Vegas, Clark County, the remaining HUD funds and United Way. The contract is due to expire next week and this item is a request to extend operations for an additional four months through 6/30/2003. That extension would be jointly funded by Las Vegas general funds under the weather shelter line item and Clark County general funds. Four months will allow staff to research other options.

Research to date has identified three options. The first option is to continue operations with a non-profit organization. This would involve sharing the costs between local governments. The second option is to continue operations with a non-profit organization with the costs split among all local entities based on a population formula similar to the Crisis Triage Center. The third option involves Clark County Social Services as the operator at a cost of \$725,000 annually, \$378,696 for operations and \$347,220 for maintenance, utilities and security. Those costs would be covered either by the City or a combination of local entities. Other options include changing the use of the Crisis Intervention Center to a Mental Health Outreach Center with other State services. Staff anticipates presenting all the options and seeking direction from the Council in mid April.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003

Neighborhood Services

Item 64 – Discussion and possible action on extension of contract from March 1, 2003 to June 30, 2003 to Catholic Charities of Southern Nevada to support continued operation of the Crisis Intervention Center

MINUTES – Continued:

MAYOR GOODMAN and COUNCILMAN REESE confirmed with MS. SMITH that the cost of the extension would be divided between the City and Clark County. No other Valley entities will be participating in this facility. DEPUTY CITY MANAGER FRETWELL advised that additional conversations will need to be held with other local entities. At this point, there has been no commitment to share the costs. Part of the future presentation will include a budget package with projected costs. COUNCILMAN REESE pointed out that the City has stepped up to the plate repeatedly, but it always falls on the City. MAYOR GOODMAN agreed that homelessness is a regional problem and questioned the equity and fairness of the situation. DEPUTY CITY MANAGER FRETWELL committed to work aggressively during the extension to get additional participation from the other agencies on the long-term solution. Should this not be approved, the facility will close on 2/28/2003.

DOROTHY R. BARNES, homeless resident, indicated that she has used the Catholic Charities facility and the mental health social worker is being played with and lied to. She recommended that operators be found that can be effective. The homeless are not being helped.

CAROL HYDE ZARON CRUTCHFIELD WAGGONER, ex-felon and homeless 14 out of the last 18 years, stated that she spent considerable time at Shade Tree. MAYOR GOODMAN and MS. SEGERBLOM responded to MS. WAGGONER that BRENDA DYZON is in charge of the non-profit facility. MS. WAGGONER indicated that she would submit a report on the terrible facility. She confirmed with MAYOR GOODMAN that the property at Ninth and Bridger is owned by the City and suggested that it would be a wonderful location for a teenage homeless shelter.

DEPUTY CITY MANAGER FRETWELL summarized staff's efforts to seek funding from the other entities. The lack of action by the Regional Planning Coalition's Technical Committee resulted in the matter not being forwarded to the full Board. The City is pushing to have the matter before the full Board in March to allow for dialogue with the other entities. Currently, the County is willing to staff the facility, Catholic Charities willing to provide it, but there remains additional costs for maintenance, security and utilities. There has been no response to the letter sent by the Mayor to the other entities. Staff has been pushing at every level for regional participation. COUNCILMAN REESE noted that the City is left with the situation. The City will not continue fronting for this regional problem.

NOTE: COUNCILMAN REESE stressed that staff look at the Mental Health Triage at this location in June.

There was no further discussion.

(10:43 – 11:01)

2-259

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

RESOLUTIONS:

R-32-2003 – Discussion and possible action to adopt a Resolution establishing Fee Schedule for LVMC Title 13 and Chapter 11.50 (pertaining to public improvement work and temporary traffic control work)

Fiscal Impact

☐

No Impact

Amount: *

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

This Resolution will adopt a fee schedule for public improvement-related work governed by LVMC Title 13 and for temporary traffic control work governed by Chapter 11.50. A number of the fees are new, while others represent increased fees. The fee amounts are consistent with those charged by other area jurisdictions.

*Revenue increase will offset the cost of providing services.

RECOMMENDATION:

It is recommended that the City Council adopt this Resolution and authorize its execution.

BACKUP DOCUMENTATION:

Resolution No. R-32-2003

MOTION:

REESE – Motion to bring forward and **STRIKE** Items 38, 39, 40, 65, and 84 and Hold in **ABEYANCE** Item 50 to 3/5/2003 – **UNANIMOUS**

MINUTES:

There was no discussion.

(9:24 – 9:25)

1-591

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: CITY CLERK**DIRECTOR: BARBARA JO (RONI) RONEMUS** ☐ **CONSENT** ☒ **DISCUSSION****SUBJECT:****BOARDS & COMMISSIONS:**

ABEYANCE ITEM - PARK & RECREATION ADVISORY COMMISSION – Charles D. Musser, Term Expiration 2-20-2003

Fiscal Impact

<input checked="" type="checkbox"/>	No Impact	Amount:
<input type="checkbox"/>	Budget Funds Available	Dept./Division:
<input type="checkbox"/>	Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

The term of office for Charles D. Musser will expire February 20, 2003. There is no City residency requirement, terms are for three years and there is no limit to the number of terms that may be served. Mr. Musser is eligible and wishes to be reappointed. At the Council Meeting of February 5, 2003, this item was abeyed to February 19, 2003.

RECOMMENDATION:

Procedure for this Board requires appointment by the City Council. Options are:
Appoint a new member or Reappoint Mr. Musser to this seat

BACKUP DOCUMENTATION:

1. Memo from Dr. Barbara Jackson, Director of Leisure Services
2. Current Listing and Authority-Park & Recreation Advisory Commission
3. Board Interest Forms – Derick Wickliffe, Fred L. Rauf

MOTION:

M. McDONALD – ABEYANCE to 3/5/2003 – UNANIMOUS

MINUTES:

COUNCILMAN McDONALD stated that MR. MUSSER has done a wonderful job for the community. MR. MUSSER sits on the Board regarding the shooting range in the County. It would seem to be more appropriate for him to serve as a liaison for that situation rather than sitting on this board. DEPUTY CITY MANAGER FRETWELL confirmed that MR. MUSSER, sitting as the Chair of the Clark County Shooting Range Advisory Committee, presents a good opportunity for the City. She will speak with the County administrator of that Board and MR. MUSSER about providing regular reports to the City's Park and Recreation Advisory Commission. COUNCILMAN McDONALD also requested a copy of the reports. This is needed in the community, but the community needs to be kept informed.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Board and Commissions
Item 66 – Park & Recreation Advisory Commission

MINUTES – Continued:

NOTE: COUNCILMAN McDONALD requested that the City make an effort to have a citizen representative spot created on the Clark County Shooting Range Advisory Committee.

There was no further discussion.

(11:01 – 11:06)
2-851

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: CITY CLERK

DIRECTOR: BARBARA JO (RONI) RONEMUS ☐ **CONSENT** ☒ **DISCUSSION**

SUBJECT:

BOARDS & COMMISSIONS:

ABEYANCE ITEM - HISTORIC PRESERVATION COMMISSION – Cathie Kelly, Term Expiration 3/6/2003; Jerome Helton, Term Expiration 3/8/2003

Fiscal Impact

<input checked="" type="checkbox"/>	No Impact	Amount:
<input type="checkbox"/>	Budget Funds Available	Dept./Division:
<input type="checkbox"/>	Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

The Historic Preservation Commission is comprised of members filling nine different categories. Ms. Kelly represents Category 5, a “Representative of a Recognized Local Historic Preservation Association or Historic Preservation Interest Group” member. Ms. Kelly has served the maximum number of terms and is therefore not eligible for reappointment. Mr. Helton serves in Category 4, an “Experienced in Real Estate Profession” member and he does not wish to be reappointed. At the Council Meeting of February 5, 2003, this item was abeyed to February 19, 2003.

RECOMMENDATION:

Procedure for this Commission requires appointment by the City Council. Options are:
Appoint a new member to fill Ms. Kelly’s seat, Category 5
Appoint a new member to fill Mr. Helton’s seat, Category 4

BACKUP DOCUMENTATION:

1. Memo from Ms. Logan, Planning & Development with Commission recommendations
2. Current listing and Authority-Historic Preservation Committee

MOTION:

GOODMAN – Motion to appoint FELIX DeHERRERA (Goodman’s recommendation) to fill the Category 4 seat and Hold in ABEYANCE to 3/5/2003 the Category 5 seat – UNANIMOUS

Clerk to notify

MINUTES:

MAYOR GOODMAN advised that COUNCILMAN McDONALD was permitting him to recommend FELIX DeHERRERA, a Ward 4 resident, to fill MR. HELTON’S seat and confirmed that COUNCILMAN McDONALD did not have a recommendation to fill MS. KELLY’S seat. COUNCILMAN WEEKLY recommended that THOMAS WHITE, Ward 6

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Board and Commissions
Item 67 – Historic Preservation Commission

MINUTES – Continued:

resident, be appointed to this Board. He is active in the community and would make an outstanding addition to this Board. MAYOR GOODMAN explained that the appointment must be an individual representing a recognized local historic preservation association or interest group.

There was no further discussion.

(11:06 – 11:08)

2-1014

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: CITY CLERK**DIRECTOR: BARBARA JO (RONI) RONEMUS**☐ **CONSENT**☒ **DISCUSSION****SUBJECT:****BOARDS & COMMISSIONS:**

PARK & RECREATION ADVISORY COMMISSION – Charles Foger, Term Expiration 3-24-2003; Ernie Haupt, Term Expiration 3-24-2003

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

The term of office for Charles Foger and Ernie Haupt will expire March 24, 2003. There is no City residency requirement, terms are for three years and there is no limit to the number of terms that may be served. Mr. Foger is eligible and wishes to be reappointed. Mr. Haupt is eligible and wishes to be reappointed.

RECOMMENDATION:

Procedure for this Board requires appointment by the City Council. Options are:
Appoint a new member or Reappoint Mr. Foger to this seat
Appoint a new member or Reappoint Mr. Haupt to this seat

BACKUP DOCUMENTATION:

1. Memo from Dr. Barbara Jackson, Director of Leisure Services
2. Current Listing and Authority-Park & Recreation Advisory Commission
3. Board Interest Forms – Derick Wickliffe, Fred L. Rauf

MOTION:

GOODMAN – Motion to reappoint CHARLES FOGER (Weekly's recommendation) and Hold in ABEYANCE to 3/5/2003 the HAUPT term appointment – UNANIMOUS

Clerk to notify

MINUTES:

COUNCILMAN WEEKLY indicated that MR. FOGER has served a very short period of time filling an uncompleted term and he would reappoint him. COUNCILWOMAN McDONALD commented that she does not personally know MR. HAUPT and would request a two week abeyance. COUNCILMAN REESE noted that he believes MR. HAUPT resides in Ward 1.

There was no further discussion.

(11:08 – 11:09)

2-1093

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: CITY CLERK**DIRECTOR: BARBARA JO (RONI) RONEMUS** ☐ **CONSENT** ☒ **DISCUSSION****SUBJECT:****BOARDS & COMMISSIONS:**

CONSERVATION DISTRICT OF SOUTHERN NEVADA (CDSN) BOARD – Dirick Van Gorp, Term Expires 3-17-2003

Fiscal Impact

<input checked="" type="checkbox"/>	No Impact	Amount:
<input type="checkbox"/>	Budget Funds Available	Dept./Division:
<input type="checkbox"/>	Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

In accordance with NRS 548.283 (1), the governing bodies of the incorporated cities within Clark County may appoint one representative to serve as supervisor on the Conservation District of Southern Nevada (CDSN) Board. Each supervisor shall serve for a term of two years. The CDSN is requesting that the City Council renominate Mr. Van Gorp to continue his service on this Board and has provided a letter of recommendation. The North Las Vegas City Council has scheduled this nomination for consideration at their Council Meeting of February 19, 2003, and Boulder City and Henderson are anticipating consideration at their February Council Meetings as well.

RECOMMENDATION:

Options are: The Las Vegas City Council nominate Mr. Dirick Van Gorp to continue service on the Conservation District of Southern Nevada Board OR place another name in nomination for service on this Board.

BACKUP DOCUMENTATION:

1. Letter from Judy Laws, Chair, Conservation District of Southern Nevada
2. Current Listing and Authority – Conservation District of Southern Nevada Board

MOTION:**REESE – ABEYANCE to 3/5/2003 – UNANIMOUS****MINUTES:**

COUNCILMAN REESE requested a two-week abeyance of this item.

There was no further discussion.

(11:09 – 11:10)

2-1143

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: CITY CLERK**DIRECTOR: BARBARA JO (RONI) RONEMUS** ☐ **CONSENT** ☒ **DISCUSSION****SUBJECT:****BOARDS & COMMISSIONS:**

LAS VEGAS-CLARK COUNTY LIBRARY DISTRICT BOARD OF TRUSTEES – Ricki Y. Barlow, Term Expiration 3-6-2003; Doris Masek, Term Expiration 4-3-2003

Fiscal Impact

<input checked="" type="checkbox"/>	No Impact	Amount:
<input type="checkbox"/>	Budget Funds Available	Dept./Division:
<input type="checkbox"/>	Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

The terms of office for two of the City's five members on the Las-Vegas Clark County Library District Board of Trustees will soon be expiring. Terms of office are for four years and members are limited to two terms. The Consolidated Library District Attorney has opined that a member of this Library District may serve two four-year terms plus any expired portion of a term to which they have been appointed, provided the total number of years does not exceed 10 years. Both Mr. Barlow and Ms. Masek are eligible for reappointment. Membership on this Board requires City residency. Also, as members receive compensation, they must comply with State filing requirements for financial disclosure.

RECOMMENDATION:

Procedure for this Board requires recommendation by any member of the City Council with Council ratification.

BACKUP DOCUMENTATION:

1. Current listing and Authority-Las Vegas-Clark County Library District Board of Trustees
2. Memo from Executive Director – Las Vegas-Clark County Library District Board of Trustees
3. Board Interest Forms – Derick Wickliffe, Luann Baker

MOTION:

GOODMAN – Motion to reappoint RICKI BARLOW (Weekly's recommendation) and Hold in ABEYANCE to 3/5/2003 the MASEK term appointment – UNANIMOUS

Clerk to notify

NOTE: COUNCILMAN WEEKLY disclosed that RICKI BARLOW serves as his liaison.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003

Board and Commissions

Item 70 – Las Vegas-Clark County Library District Board of Trustees

MINUTES:

COUNCILMAN WEEKLY pointed out that he originally appointed MR. BARLOW, who currently serves as the Chairman of this Board, and that MR. BARLOW should be reappointed. COUNCILWOMAN McDONALD requested an abeyance to 3/5/2003 of the MASEK term. COUNCILMAN REESE supported the reappointment of MR. BARLOW because he has done a fantastic job of representing the City of Las Vegas on this Board.

There was no further discussion.

(11:10 – 11:12)

2-1180

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:

Bill No. 2003-9 – Updates the City’s temporary traffic control regulations. Proposed by:
Charles Kajkowski, Deputy Director, Department of Public Works

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

This bill will update the City’s temporary traffic control regulations to conform to current standards and requirements in the Southern Nevada area.

RECOMMENDATION:

ADOPTION at 2/19/2003 City Council meeting pursuant to the 2/3/2003 Recommending Committee.

First Reading – 1/22/2003; First Publication – 2/7/2003

BACKUP DOCUMENTATION:

Bill No. 2003-9

MOTION:

WEEKLY – Second Reading and BILL ADOPTED as recommended as Ordinance No. 5570 – UNANIMOUS

Clerk to proceed with second publication

MINUTES:

There was no discussion.

(11:13)
2-1278

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:

Bill No. 2003-10 – Updates the provisions of Title 13 that pertain to public improvements, and authorizes the adoption of a fee schedule for public improvement-related work. Proposed by: Charles Kajkowski, Deputy Director, Department of Public Works

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

This bill will update the Municipal Code provisions that pertain to the installation and repair of public improvements, and will authorize the adoption of a fee schedule for public improvement-related work. The bill will bring the City's provisions in line with current standards and requirements in the Southern Nevada area.

RECOMMENDATION:

ADOPTION at 2/19/2003 City Council meeting pursuant to the 2/3/2003 Recommending Committee.

First Reading – 1/22/2003; First Publication – 2/7/2003

BACKUP DOCUMENTATION:

Bill No. 2003-10

MOTION:

WEEKLY – Second Reading and BILL ADOPTED as recommended as Ordinance No. 5571 – UNANIMOUS

Clerk to proceed with second publication

MINUTES:

There was no discussion.

(11:13)

2-1294

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:

Bill No. 2003-11 - Levies Assessment for Special Improvement District No. 1485 - Alta Drive (Landscape Maintenance) Sponsored by: Step Requirement

Fiscal Impact

☐

No Impact

Amount: \$15,448.55

☒

Budget Funds Available

Dept./Division: Public Works/SID

☐

Augmentation Required

Funding Source: Capital Projects Fund - Special Assessments

PURPOSE/BACKGROUND:

Levies the assessment for the annual maintenance costs of street beautification improvements along Alta Drive from Rancho Drive to approximately 275 feet west of Lacy Lane from February, 2003 through June, 2003.

RECOMMENDATION:

ADOPTION at 2/19/2003 City Council meeting pursuant to the 2/3/2003 Recommending Committee.

First Reading – 1/22/2003; First Publication – 2/7/2003

BACKUP DOCUMENTATION:

Bill No. 2003-11

MOTION:

WEEKLY – Second Reading and BILL ADOPTED as recommended as Ordinance No. 5572 – UNANIMOUS

Clerk to proceed with second publication

MINUTES:

There was no discussion.

(11:14)

2-1326

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:

Bill No. 2003-12 – Annexation No. A-0032-02(A) – Property location: On the north side of Donald Nelson Avenue, 340 feet west of Grand Canyon Drive; Petitioned by: El Durango, LLC; Acreage: 7.77 acres; Zoned: R-E (County zoning), U (PCD) (City equivalent). Sponsored by: Councilman Michael Mack

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The proposed ordinance annexes certain real property generally located on the north side of Donald Nelson Avenue, 340 feet west of Grand Canyon Drive. The annexation is at the request of the property owner. The annexation process has now been completed in accordance with the NRS and the final date of annexation (February 28, 2003) is set by this ordinance.

RECOMMENDATION:

ADOPTION at 2/19/2003 City Council meeting pursuant to the 2/18/2003 Recommending Committee.

First Reading – 2/5/2003; First Publication – 2/8/2003

BACKUP DOCUMENTATION:

Bill No. 2003-12 and Location Map

MOTION:

WEEKLY – Second Reading and BILL ADOPTED as recommended as Ordinance No. 5573 – UNANIMOUS

Clerk to proceed with second publication

MINUTES:

There was no discussion.

(11:15)
2-1350

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:

Bill No. 2003-13 – Annexation No. A-0033-02(A) – Property location: On the south side of Grand Teton Road, 330 feet east of Hualapai Way; Petitioned by: El Durango, LLC; Acreage: 5.18 acres; Zoned: R-E (County zoning), U (PCD) (City equivalent). Sponsored by: Councilman Michael Mack

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The proposed ordinance annexes certain real property generally located on the south side of Grand Teton Road, 330 feet east of Hualapai Way. The annexation is at the request of the property owner. The annexation process has now been completed in accordance with the NRS and the final date of annexation (February 28, 2003) is set by this ordinance.

RECOMMENDATION:

ADOPTION at 2/19/2003 City Council meeting pursuant to the 2/18/2003 Recommending Committee.

First Reading – 2/5/2003; First Publication – 2/8/2003

BACKUP DOCUMENTATION:

Bill No. 2003-13 and Location Map

MOTION:

WEEKLY – Second Reading and BILL ADOPTED as recommended as Ordinance No. 5574 – UNANIMOUS

Clerk to proceed with second publication

MINUTES:

There was no discussion.

(11:15)
2-1380

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:

Bill No. 2003-15 – Annexation No. A-0037-02(A) – Property location: On the east side of Rio Vista Street, 170 feet north of Ann Road; Petitioned by: Judie Collins and Bruce Warburton, et al.; Acreage: 7.52 acres; Zoned: R-E (County zoning), R-E (City equivalent). Sponsored by: Councilman Michael Mack

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The proposed ordinance annexes certain real property generally located on the east side of Rio Vista Street, 170 feet north of Ann Road. The annexation is at the request of the property owners. The annexation process has now been completed in accordance with the NRS and the final date of annexation (February 28, 2003) is set by this ordinance.

RECOMMENDATION:

ADOPTION at 2/19/2003 City Council meeting pursuant to the 2/18/2003 Recommending Committee.

First Reading – 2/5/2003; First Publication – 2/8/2003

BACKUP DOCUMENTATION:

Bill No. 2003-15 and Location Map

MOTION:

WEEKLY – Second Reading and BILL ADOPTED as recommended as Ordinance No. 5575 – UNANIMOUS

Clerk to proceed with second publication

MINUTES:

There was no discussion.

(11:16)
2-1401

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:

Bill No. 2003-16 – Annexation No. A-0041-02(A) – Property location: On the southeast corner of Cimarron Road and Racel Street; Petitioned by: Kimball T. Stratton; Acreage: 15.04 acres; Zoned: R-A and R-E (County zoning), to R-A and R-E (City equivalents). Sponsored by: Councilman Michael Mack

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The proposed ordinance annexes certain real property generally located on the southeast corner of Cimarron Road and Racel Street. The annexation is at the request of the property owner. The annexation process has now been completed in accordance with the NRS and the final date of annexation (February 28, 2003) is set by this ordinance.

RECOMMENDATION:

ADOPTION at 2/19/2003 City Council meeting pursuant to the 2/18/2003 Recommending Committee.

First Reading – 2/5/2003; First Publication – 2/8/2003

BACKUP DOCUMENTATION:

Bill No. 2003-16 and Location Map

MOTION:

WEEKLY – Second Reading and BILL ADOPTED as recommended as Ordinance No. 5576 – UNANIMOUS

Clerk to proceed with second publication

MINUTES:

There was no discussion.

(11:17)

2-1420

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:

Bill No. 2003-19 – Updates the description of the City's ward boundaries. Proposed by:
Barbara Jo Ronemus, City Clerk

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The City Council recently adopted Ordinance No. 5556, which made adjustments to the City's ward boundaries. One of the changes made by that ordinance was based on erroneous information. This bill will correct the error and make any additional changes that need to be made at the time of adoption.

RECOMMENDATION:

ADOPTION at 2/19/2003 City Council meeting pursuant to the 2/18/2003 Recommending Committee.

First Reading – 2/5/2003; First Publication – 2/8/2003

BACKUP DOCUMENTATION:

Bill No. 2003-19

MOTION:

WEEKLY – Second Reading and BILL ADOPTED as recommended as Ordinance No. 5577 – UNANIMOUS

Clerk to proceed with second publication

MINUTES:

There was no discussion.

(11:17)

2-1439

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT A LATER MEETING:

Bill No. 2002-143 – Permits restricted gaming at supper club business establishments. Proposed by Mark Vincent, Director, Finance and Business Services

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

This bill will permit supper club business establishments to have slot machines. A maximum of ten slot machines will be permitted in establishments having at least five thousand square feet of usable floor space. Not more than five slot machines will be permitted in establishments having less than five thousand square feet of usable floor space.

RECOMMENDATION:

FORWARDED to the 1/22/2003 City Council meeting with no recommendation pursuant to the 1/6/2003 Recommending Committee until a public hearing can be held by the City Council.

First Reading – 12/18/2002; First Publication – N/A

BACKUP DOCUMENTATION:

None

MOTION:

None required.

MINUTES:

Recommendation noted.

3/5/2003 Council Agenda

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: CITY ATTORNEY**DIRECTOR: BRADFORD R. JERBIC**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT A LATER MEETING:

Bill No. 2002-145 – Repeals and replaces LVMC Chapter 6.50, relating to liquor control, and revises related zoning provisions. Proposed by: Mark Vincent, Director, Finance and Business Services

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

In addition to adding new alcoholic beverage licensing categories for banquet facilities, convention facilities, nonprofit club restaurant service bars, billiard parlors, convenience stores, art galleries, art studios, buses and limousines this bill reorganizes the presentation of the existing alcoholic beverage regulations, including moving related zoning matters from Chapter 6.50 to Title 19 of the City Code. Special use permit regulations for unlicensed locations hosting social events with alcoholic beverage sales are also established.

RECOMMENDATION:

ABEYANCE to the 3/17/2003 Recommending Committee meeting pursuant to the 2/3/2003 Recommending Committee.

First Reading – 12/18/2002; First Publication – N/A

BACKUP DOCUMENTATION:

None

MOTION:

None required.

MINUTES:

Recommendation noted.

3/17/2003 Recommending Committee meeting

3/19/2003 Council Agenda

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT A LATER MEETING:

Bill No. 2003-14 – Annexation No. A-0034-02(A) – Property location: On the south side of Donald Nelson Avenue, 660 feet east of Grand Canyon Drive; Petitioned by: El Durango, LLC; Acreage: 2.55 acres; Zoned: R-E (County zoning), U (ML) (City equivalent). Sponsored by: Councilman Michael Mack

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The proposed ordinance annexes certain real property generally located on the south side of Donald Nelson Avenue, 660 feet east of Grand Canyon Drive. The annexation is at the request of the property owner. The annexation process has now been completed in accordance with the NRS and the final date of annexation (March 14, 2003) is set by this ordinance.

RECOMMENDATION:

ADOPTION at 3/5/2003 City Council meeting pursuant to the 2/18/2003 Recommending Committee.

First Reading – 2/5/2003; First Publication – 2/21/2003

BACKUP DOCUMENTATION:

None

MOTION:

None required.

MINUTES:

Recommendation noted.

3/5/2003 Council Agenda

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT A LATER MEETING:

Bill No. 2003-17 – Authorizes the City to impose minimum landscaping requirements on multi-family developments that were approved before minimum requirements were established.

Sponsored by: Councilman Michael J. McDonald

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Generally, multi-family developments within the City are required to maintain landscaping in accordance with certain standards. However, older developments approved before minimum landscaping requirements were established currently do not have to meet such standards. This bill will authorize the City to require such developments that do not have adequate landscaping to submit a plan for approval and to maintain landscaping in accordance therewith.

RECOMMENDATION:

ADOPTION at 3/5/2003 City Council meeting pursuant to the 2/18/2003 Recommending Committee.

First Reading – 2/5/2003; First Publication – 2/21/2003

BACKUP DOCUMENTATION:

None

MOTION:

None required.

MINUTES:

Recommendation noted.

3/5/2003 Council Agenda

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT A LATER MEETING:

Bill No. 2003-18 – Ordinance Creating Special Improvement District No. 1499 - Alexander Road (US-95 to Rancho Drive) Sponsored by: Step Requirement

Fiscal Impact

☐

No Impact

Amount: \$74,652.28

☐

Budget Funds Available

Dept./Division: Public Works/SID

☒

Augmentation Required

Funding Source: Capital Projects Fund/Special Assessments

PURPOSE/BACKGROUND:

The construction and installation of pavement, “L” type curb and gutter, sidewalk, driveway approaches, water laterals and mains, sewer laterals and mains, and streetlights.

RECOMMENDATION:

ADOPTION at 3/5/2003 City Council meeting pursuant to the 2/18/2003 Recommending Committee.

First Reading – 2/5/2003; First Publication – 2/21/2003

BACKUP DOCUMENTATION:

None

MOTION:

None required.

MINUTES:

Recommendation noted.

3/5/2003 Council Agenda

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

NEW BILL:

Bill No. 2003-20 – Levies Assessment for Special Improvement District No. 1479 – Mayfair Area. Sponsored by: Step Requirement

Fiscal Impact

☐

No Impact

Amount: \$70,328.08

☐

Budget Funds Available

Dept./Division: Public Works/SID

☒

Augmentation Required

Funding Source: Capital Projects Fund/Special Assessments

PURPOSE/BACKGROUND:

Construction and installation of streetlights. The District is located in the Mayfair subdivision bounded by 15th Street on the west, Fremont Street on the north, Bruce Street on the east, and Charleston Boulevard on the south.

RECOMMENDATION:

This bill should be submitted to a recommending committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

Bill No. 2003-20

MOTION:

REESE – Motion to bring forward and **STRIKE** Items 38, 39, 40, 65, and 84 and Hold in **ABEYANCE** Item 50 to 3/5/2003 – UNANIMOUS

MINUTES:

There was no discussion.

(9:24 – 9:25)

1-591

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

NEW BILL:

Bill No. 2003-21 – Clarifies that certain condominium-related conversions require site development plan review. Sponsored by: Councilman Michael J. McDonald

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Over the past several years, a number of condominium projects in the City have been converted to multi-family rental projects, and a number of multi-family apartment projects have been converted to condominium developments—all without City review as to compatibility. These uses have different land use impacts and, to ensure continuing compatibility, this bill will clarify that any conversion requires a site development plan review.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

Bill No. 2003-21

MOTION:

None required.

MINUTES:

First Reading – Referred – COUNCILMEN WEEKLY and MACK

3/3/2003 Recommending Committee

3/5/2003 Council Agenda

(11:18 – 11:20)

2-1467

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: CITY ATTORNEY**DIRECTOR: BRADFORD R. JERBIC**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

NEW BILL:

Bill No. 2003-22 – Eliminates the requirement to file proof of permission to use private property for the operation of an outdoor pay telephone. Sponsored by: Councilman Michael J. McDonald

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

The Municipal Code presently does not allow an outdoor pay telephone to be installed or operated on private property without the written permission of the property owner, and without first providing to the City documentation of that permission. This bill proposes to eliminate the requirement to provide the documentation to the City up front. However, the requirement to obtain the written permission before installation will remain.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

Bill No. 2003-22

MOTION:

None required.

MINUTES:

First Reading – Referred – COUNCILMEN WEEKLY and MACK

3/3/2003 Recommending Committee

3/5/2003 Council Agenda

(11:18 – 11:20)

2-1467

MAYOR GOODMAN encouraged the students present to address the Council. CHRISTIAN SALAZAR, local student, requested clarification on the Crisis Intervention Center. MAYOR GOODMAN explained that the City and County will fund the facility for four more months with each entity contributing \$80,000. During that time period, the City Manager will be seeking participation from Henderson and North Las Vegas on what is a regional problem.

THE MEETING RECESSED AT 11:20 A.M

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: CITY CLERK

DIRECTOR: BARBARA JO (RONI) RONEMUS ☐ **CONSENT** ☐ **DISCUSSION**

SUBJECT:

Any items from the afternoon session that the Council, staff and/or the applicant wishes to be stricken or held in abeyance to a future meeting may be brought forward and acted upon at this time

MOTION:

REESE – Motion to STRIKE Item 92 [9999 Doolittle/Lexington], to Accept the WITHDRAWAL WITHOUT PREJUDICE of Item 122 [GPA-1425], and to HOLD IN ABEYANCE Item 100 [SDR-1418], Item 101 [MSP-1409], Item 103 [VAC-1197], Item 116 [ZON-1025], Item 117 [SDR-1026], Item 133 [GPA-1414], Item 134 [ZON-1426], and Item 135 [SDR-1421] to 3/5/2003 and Item 123 [GPA-0035-02] and Item 124 [Z-0081-02] to 3/19/2003 – UNANIMOUS with M. McDONALD abstaining on Item 101 [MSP-1409] in an abundance of caution since his legal representative may also be involved in litigation regarding the property involved with that item

MINUTES:

COUNCILWOMAN McDONALD discussed with ATTORNEY JENNIFER LAZOVICH, 3800 Howard Hughes Parkway, that the reason for the abeyance of Item 101 would be to address design issues.

BRIAN PSIODA, VTN-Nevada, 2727 South Rainbow Boulevard, clarified the abeyance of Item 100 should be to 3/5/2003 rather than 3/19/2003 as originally requested.

There was no further discussion.

(1:06 – 1:12)

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: NEIGHBORHOOD SERVICES**DIRECTOR: SHARON SEGERBLOM**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Hearing to consider the appeal regarding the Notice and Order to Abate Dangerous Building/Demolition regarding 325 Beaumont Street. PROPERTY OWNER: DONALD E. AND BEVERLY E. GILLESPIE - Ward 5 (Weekly)

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:** Neighborhood Services/Response☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

The subject property was determined by the Department of Neighborhood Services to be a public nuisance as defined in the Uniform Code of Abatement of Dangerous Buildings, 1994 Edition, Section 202 and Section 302. A Notice and Order to Abate Dangerous Building/Demolition was sent by regular and certified mail to the property owners requesting them to demolish the structure(s), cause the property to be cleaned, and install "No Trespassing" signs on the property. Today's hearing is to consider the Appeal to the Notice and Order to Comply filed by Cherie Hansen on behalf of her mother, Beverly Gillespie, regarding the property located at 325 Beaumont Street.

RECOMMENDATION:

That the City Council approve the Notice and Order to Abate Dangerous Building/Demolition.

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Location Map
3. Notice of Appeal
4. Appeal letter
5. Chronological List of Events
6. Video shown but not submitted
7. Photos shown but not submitted

MOTION:

WEEKLY – Grant the Appeal and direct staff to proceed with the abatement/demolition by 4/1/2003 – UNANIMOUS

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Neighborhood Services Department
Item 88 – 325 Beaumont Street

MINUTES:

DAVID SEMENZA, Neighborhood Services, presented a video of the subject property and stated that the property was determined to be a public hazard pursuant to the Uniform Code for the Abatement of Dangerous Buildings. The Department of Neighborhood Services declared the property in violation and started legal notification. An appeal was received. Staff proposes to demolish the structure.

COUNCILMAN WEEKLY stated that MS. GILLESPIE and her daughter, MRS. HANSON, were present along with a number of neighbors, including MS. PETERSON. This is not a hostile situation and everyone agrees that the structure needs to be removed. The problem is that MS. GILLESPIE is being cared for by her children. Her husband was a 20-year veteran with the L.V. Metropolitan Police Department. There is simply no money to remove the structure and the owner does not qualify for hardship funds. The City is going to try to work through the process to reach a resolution.

ANN PETERSON, 356 Beaumont, introduced photographs from 1997 and read a statement. She has resided in her home since 1972. The property at 325 Beaumont has been vacant and abandoned for over 20 years, slowly decaying with time. It is beyond fixing. There have been many complaints to Code Enforcement, The Fire Department, The Health Department, The Humane Society and The City pound. There was a stray cat problem on the property for years. She outlined abuse of a poodle. She is especially concerned with fire each 4th of July. The situation has not been resolved as a result of numerous neighborhood meetings. She summarized a chronology of complaints. The property may be cleaner, but it is still not what it should be.

MRS. HANSON confirmed that the condition of the property is a result of a lack of money since her father passed away. There have been a lot of complaints, but no offers to help. People have taken advantage of the home being empty by using the property for dumping. She and her husband plan to help empty the home during Spring Break and then have the home demolished.

COUNCILMAN WEEKLY pointed out there is possible asbestos and directed staff to study the property and do what can be done to find funding for demolition of the home. The neighbors have worked very hard and the City's neighborhood meetings have been very successful in raising the quality of life in the area. The circumstances are unfortunate. MR. SEMENZA confirmed that a cost estimate can be done after an asbestos study. The amount of asbestos would impact the results. MAYOR GOODMAN indicated that the neighbors were entitled to a deadline. MR. SEMENZA stated that he would seek bids back by the end of the week. COUNCILMAN WEEKLY stressed that he would stay in contact with MS. PETERSON, who confirmed her satisfaction with the arrangement.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Neighborhood Services Department
Item 88 – 325 Beaumont Street

MINUTES - Continued:

TOM McGOWAN, Las Vegas resident, asked whether the demolition company would consider trading their services for the beautiful trees that are located on the property.

TODD FARLOW, 240 North Nineteenth Street, sympathized with the neighbors and suggested that the property go to Habitat for Humanity. MS. HANSON replied that this is her mother's only asset and that hopefully the property can be sold to cover some of her mother's medical expenses.

MS. PETERSON stated that there have been offers to purchase the property that were declined before the property reached this level of decay. COUNCILMAN WEEKLY discussed with MS. HANSON that the family would not be able to move forward any sooner than 4/1/2003. She strongly doubted that there is any asbestos on the property.

There was no further discussion.

(1:12 – 1:30)

3-202

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: NEIGHBORHOOD SERVICES**DIRECTOR: SHARON SEGERBLOM**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Hearing to consider the appeal regarding the Ten Day Notice and Order to Abate Dangerous Building at 880 East Sahara Avenue. PROPERTY OWNER: BEN KAZAI, MITRA ANSARI - Ward 3 (Reese)

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:** Neighborhood Services/Response☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

The subject property was determined by the Department of Neighborhood Services to be a dangerous building because of the various and continuous violations of the City of Las Vegas Municipal Code. On January 10, 2003 a Ten Day Dangerous Building Abatement Notice and Order To Comply was sent by regular and certified mail to the property owner. Today's hearing is to consider the Appeal to the Notice and Order to Comply filed by Robert Newhard regarding the property located at 880 East Sahara Avenue.

RECOMMENDATION:

That the City Council approve the Dangerous Building Abatement Notice and Order to Comply.

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Location Map
3. Notice of Appeal
4. Appeal letter
5. Notice and Order to Abate Dangerous Building
6. Chronological List of Events
7. Video shown but not submitted

MOTION:

REESE – Granted the Appeal and directed staff to proceed with demolition if escrow does not close on the property by 3:00 p.m. Monday, 2/24/2003 – UNANIMOUS with WEEKLY not voting and GOODMAN abstaining as he has an interest in property located at 1000 East Sahara Avenue

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Neighborhood Services Department
Item 89 – 880 East Sahara Avenue

MINUTES:

DAVID SEMENZA, Neighborhood Services, apologized that the video previously shown the Council has been damaged. Since there has been no activity on the property since 12/4/2002, the property was again declared in violation and legal notification started. The property owner has appealed pursuant to that notification.

ROBERT NEWHART, 3609 Alliance, from Desert Pawns Investment Group, appeared on behalf of the property owner. His company purchased the property, although the title has not closed due to a clouded title that was just resolved. One of the previous owners filed a lis pendens against the property for disbursement of funds, to be held in escrow, after the property closes.

DR. ALLAN FELD, owner of the medical office building diagonally across the street, stated that this building burned down three years ago. Since that time the neighbors have been waiting for the hazardous building to be fixed or removed. That has not been done, although MAYOR PRO TEM REESE and MR. SEMENZA have tried to expedite the demolition. He protested the delay in closing. This area deserves protection by the Council and he urged the Council to set a firm demolition date.

MR. NEWHART indicated that the plans are in place to start as soon as escrow closes. The closing date is scheduled for 2/21/2003 and would have closed sooner had the lis pendens not been filed. MAYOR PRO TEM REESE agreed to wait for closing until 3:00 p.m. Monday, 2/24/2003. If escrow does not close by that time, the City will demolish the building.

No one appeared in opposition.

There was no further discussion.

(1:30 – 1:37)

3-804

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: NEIGHBORHOOD SERVICES**DIRECTOR: SHARON SEGERBLOM**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Public hearing to consider the report of expenses to recover costs for abatement of nuisance/litter located at 3936 Alameda Avenue. PROPERTY OWNER: JASON DUCKSWORTH - Ward 3 (Reese)

Fiscal Impact☐**No Impact****Amount: \$977.50**☒**Budget Funds Available****Dept./Division: Neighborhood Services/Response**☐**Augmentation Required****Funding Source: General Fund****PURPOSE/BACKGROUND:**

The condition of the property was a public hazard and an attractive nuisance. The Department of Neighborhood Services declared the property in violation and started legal notification. When no corrective action was taken nor an appeal filed, the Department of Neighborhood Services hired C & W. Enterprises, Inc. to abate the problem. The subject property was corrected by removing all litter, trash, debris, clothing, and furniture from the yards, shed, and patio; securing the shed; securing the broken wooden gates/fencing at the east and west sides of the house; removing the white Mercedes from driveway; removing graffiti from west block wall; removing all high/dry vegetation; and by posting "No Trespassing" signs on the property.

RECOMMENDATION:

That the City Council: 1. Approve the report of expenses in the amount of \$977.50 in order that the above charges be filed and recorded against the property, constituting a special assessment and lien. 2. Authorize that the Notice and Lien of Assessment be duly recorded with the County Treas.

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Location Map
3. Report of Expenses
4. Contractor Disclosure
5. Notice of Public Hearing
6. Chronological List of Events
7. Copy of the Notice and Claim of Lien
8. Video shown but not submitted

MOTION:

REESE – APPROVED the action of Neighborhood Services – UNANIMOUS with WEEKLY not voting

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Neighborhood Services Department
Item 90 – 3936 Alameda Avenue

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

DAVID SEMENZA, Neighborhood Services, presented a video of the subject property and stated that the condition of the property was a public hazard and an attractive nuisance. The Department of Neighborhood Services declared the property in violation and started legal notification. The property was boarded without notice when it was declared an emergency hazard by Metro and a lien placed on the property. After the immediate danger was abated, staff went back to do all legal notification to clean the outside of the property. When no corrective action was taken or appeal filed, C&W was hired to abate the problem. The subject property was corrected by removing all litter, broken gates, sheds and trash.

The applicant was not present.

TOM McGOWAN, Las Vegas resident and Mayoral candidate, recommended approval of this item.

TODD FARLOW, 240 North Nineteenth Street, asked whether the property owner submitted a proposal for the property. MR. SEMENZA responded the owner died and the property is currently in probate.

No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the public hearing closed.

(1:37 – 1:40)

3-1042

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: NEIGHBORHOOD SERVICES**DIRECTOR: SHARON SEGERBLOM**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Public hearing to consider the report of expenses to recover costs for abatement of a dangerous building located at 7004 Alta Drive. PROPERTY OWNER: CITIMORTGAGE, INC. - Ward 1 (M. McDonald)

Fiscal Impact☐**No Impact****Amount:** \$1,910.85☒**Budget Funds Available****Dept./Division:** Neighborhood Services/Response☐**Augmentation Required****Funding Source:** General Fund**PURPOSE/BACKGROUND:**

The condition of the property was a public hazard and an attractive nuisance. The Department of Neighborhood Services declared the property in violation and started legal notification. When no corrective action was taken nor an appeal filed, the Department of Neighborhood Services hired K. O. Construction to abate the problem. The subject property was corrected by cleaning, boarding and securing the property; removing the aluminum shed from the rear yard, removing all trash and debris; and by posting "No Trespassing" signs on the property.

RECOMMENDATION:

That the City Council: 1. Approve the report of expenses in the amount of \$1,910.85 in order that the above charges be filed and recorded against the property, constituting a special assessment and lien. 2. Authorize that the Notice and Lien of Assessment be duly recorded with the County Treas.

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Location Map
3. Report of Expenses
4. Contractor Disclosure
5. Notice of Public Hearing
6. Chronological List of Events
7. Copy of the Notice and Claim of Lien
8. Video shown but not submitted

MOTION:

M. McDONALD – APPROVED the action of Neighborhood Services and direct staff to initiate demolition of the building – UNANIMOUS with WEEKLY not voting

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Neighborhood Services Department
Item 91 – 7004 Alta Drive

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

DAVID SEMENZA, Neighborhood Services, presented a video of the subject property and advised that the condition of the property was a public hazard and an attractive nuisance. The Department of Neighborhood Services declared the property in violation and started legal notification. When no corrective action was taken or appeal filed, K. O. Construction was hired to abate the problem. The subject property was corrected by cleaning, boarding and securing, removal of all trash and debris and the posting of “No Trespassing” signs on the property.

The applicant was not present.

TODD FARLOW, 240 North Nineteenth Street, urged the building be demolished. The neighbors should not have to put up with this. MR. SEMENZA explained the owners walked away from the property and the mortgage company must wait a year until they can take any legal action. MAYOR GOODMAN added legislation proposed with the State would allow the City to act more quickly in the future on this type of situation.

COUNCILMAN McDONALD agreed the building should be demolished. He expressed appreciation to the staff of Code Enforcement, but the building is nothing but an eyesore. MR. SEMENZA stated he would send a demolition letter to the property owner.

No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the public hearing closed.

(1:40 – 1:44)

3-1122

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: NEIGHBORHOOD SERVICES**DIRECTOR: SHARON SEGERBLOM**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Public hearing to consider the report of expenses to recover costs for abatement of nuisance/litter located at 9999 Doolittle/Lexington. PROPERTY OWNER: BERVIN AND CAROLYN OATS
- Ward 5 (Weekly)

Fiscal Impact☐**No Impact****Amount:** \$3,032.55☒**Budget Funds Available****Dept./Division:** Neighborhood Services/Response☐**Augmentation Required****Funding Source:** General Fund**PURPOSE/BACKGROUND:**

The condition of the property was a public hazard and an attractive nuisance. The Department of Neighborhood Services declared the property in violation and started legal notification. When no corrective action was taken nor an appeal filed, the Department of Neighborhood Services hired K. O. Construction to abate the problem. The subject property was corrected by removing all dirt piles, trash, debris, concrete and asphalt debris, tires, wood, high vegetation, tree limbs and clippings, and car frame; and by posting "No Trespassing/Dumping" signs on the property.

RECOMMENDATION:

That the City Council: 1. Approve the report of expenses in the amount of \$3,032.55 in order that the above charges be filed and recorded against the property, constituting a special assessment and lien. 2. Authorize that the Notice and Lien of Assessment be duly recorded with the County Treas.

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Location Map
3. Report of Expenses
4. Contractor Disclosure
5. Notice of Public Hearing
6. Chronological List of Events
7. Copy of the Notice and Claim of Lien

MOTION:

REESE – Motion to STRIKE Item 92 [9999 Doolittle/Lexington], to Accept the WITHDRAWAL WITHOUT PREJUDICE of Item 122 [GPA-1425], and to HOLD IN ABEYANCE Item 100 [SDR-1418], Item 101 [MSP-1409], Item 103 [VAC-1197], Item 116 [ZON-1025], Item 117 [SDR-1026], Item 133 [GPA-1414], Item 134 [ZON-1426], and Item 135 [SDR-1421] to 3/5/2003 and Item 123 [GPA-0035-02] and Item 124 [Z-0081-02] to 3/19/2003 – UNANIMOUS with M. McDONALD abstaining on Item 101 [MSP-1409] in an abundance of caution since his legal representative may also be involved in litigation regarding the property involved with that item

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Neighborhood Services Department
Item 92 – 9999 Doolittle/Lexington

MINUTES:

There was no related discussion.

(1:06 – 1:12)

3-1

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PLANNING AND DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

PLANNING & DEVELOPMENT DEPARTMENT PM SESSION INDEX:

CONSENT AGENDA

NO ITEMS

DISCUSSION/ACTION ITEMS

- RESCIND PREVIOUS ACTION - CLARK COUNTY INTERLOCAL REFERRAL - PUBLIC HEARING
- 93 **DIR-1502** - The Helen L. Thomas Trust on behalf of Jeffrey Special
- CLARK COUNTY INTERLOCAL REFERRAL - PUBLIC HEARING
- 94 **DIR-1502** - The Helen L. Thomas Trust on behalf of Jeffrey Special
- REVIEW OF CONDITION - PUBLIC HEARING
- 95 **ROC-1788** - Smoke Ranch Jones Partnership on Behalf of Smoke Ranch Enterprises
- 96 **ROC-1798** - Pentecostal Temple Church of God in Christ
- SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING
- 97 **SDR-1298** - Lewis Center Parking, Limited Liability Company, et al on behalf of Dayside, Inc.
- 98 **SDR-1385** - Moving Forward, Inc.
- 99 **SDR-1391** - Ernest Leroy Hawkins, et al
- 100 **SDR-1418** - El Durango, Limited Liability Company on behalf of Beazer Homes
- MASTER SIGN PLAN - PUBLIC HEARING
- 101 **MSP-1409** - D. 2801 Westwood, Inc.
- VACATION - PUBLIC HEARING
- 102 **ABEYANCE ITEM - VAC-0063-02** - School Board of Trustees
- 103 **ABEYANCE ITEM - VAC-1197** - Tighi Family Trust Limited Partnership and George Lee Reynolds Estate on behalf of Chartered Development

City of Las Vegas

PLANNING & DEVELOPMENT - Page Two

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City Council Meeting of February 19, 2003

- RESCIND PREVIOUS ACTION - REQUIRED FIVE YEAR REVIEW - VARIANCE
- PUBLIC HEARING
- 104 **V-0066-97(1)** - Reese Family Trust
- REQUIRED FIVE YEAR REVIEW - VARIANCE - PUBLIC HEARING
- 105 **V-0066-97(1)** - Reese Family Trust
- VARIANCE - PUBLIC HEARING
- 106 **VAR-1423** - Bolick Family Trust
- REQUIRED FIVE YEAR REVIEW - SPECIAL USE PERMIT - PUBLIC HEARING
- 107 **ABEYANCE ITEM - RQR-1143** - Scandia Family Fun Centers
- 108 **RQR-1365** - James Karr on behalf of Clear Channel Outdoor
- SPECIAL USE PERMIT - PUBLIC HEARING
- 109 **SUP-1348** - The Howard Hughes Corporation on behalf of the Las Vegas Culinary Academy
- 110 **SUP-1361** - Village Square, Limited Liability Company on behalf of Jolyn Fuhrman
- 111 **SUP-1416** - Juan A. Martinez on behalf of Juan and Antonio Sanchez
- 112 **SUP-1408** - Desert Lincoln Mercury
- SITE DEVELOPMENT PLAN REVIEW RELATED TO SUP-1408 - PUBLIC HEARING
- 113 **SDR-1407** - Desert Lincoln Mercury
- SPECIAL USE PERMIT - PUBLIC HEARING
- 114 **SUP-1531** - Good Earth Enterprises, Inc.
- VARIANCE RELATED TO SUP-1531 - PUBLIC HEARING
- 115 **VAR-1295** - Good Earth Enterprises, Inc.
- REZONING - PUBLIC HEARING
- 116 **ABEYANCE ITEM - ZON-1025** - Miceli Family Trust, et al on behalf of American Premiere
- SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-1025 - PUBLIC HEARING
- 117 **ABEYANCE ITEM - SDR-1026** - Miceli Family Trust, et al on behalf of American Premiere

City of Las Vegas

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City Council Meeting of February 19, 2003

- REZONING - PUBLIC HEARING
118 **ZON-1103** - Pardee Homes of Nevada
- SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-1103 - PUBLIC HEARING
119 **SDR-1104** - Pardee Homes of Nevada
- VACATION RELATED TO ZON-1103 AND SDR-1104 - PUBLIC HEARING
120 **VAC-1254** - Pardee Homes of Nevada
- GENERAL PLAN AMENDMENT - PUBLIC HEARING
121 **GPA-1392** - City of Las Vegas
122 **GPA-1425** - William S. Boyd Trust II, et al
- GENERAL PLAN AMENDMENT - PUBLIC HEARING
123 **ABEYANCE ITEM - GPA-0035-02** - Mary Bartsas, et al on behalf of Carter & Burgess, Inc.
- REZONING RELATED TO GPA-0035-02 - PUBLIC HEARING
124 **ABEYANCE ITEM - Z-0081-02** - Mary Bartsas, et al on behalf of Carter & Burgess, Inc.
- GENERAL PLAN AMENDMENT - PUBLIC HEARING
125 **GPA-1350** - David B. Ober Family Trust, et al on behalf of DR Horton, Inc.
- REZONING RELATED TO GPA-1350 - PUBLIC HEARING
126 **ZON-1351** - David B. Ober Family Trust, et al on behalf of DR Horton, Inc.
- GENERAL PLAN AMENDMENT - PUBLIC HEARING
127 **GPA-1400** - Rancho Decatur, Limited Liability Company
- REZONING RELATED TO GPA-1400 - PUBLIC HEARING
128 **ZON-1401** - Rancho Decatur, Limited Liability Company
- SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-1400 AND ZON-1401 - PUBLIC HEARING
129 **SDR-1404** - Rancho Decatur, Limited Liability Company
- GENERAL PLAN AMENDMENT - PUBLIC HEARING
130 **GPA-1410** - Galtar, Limited Liability Company

City of Las Vegas

PLANNING & DEVELOPMENT - Page Four

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City Council Meeting of February 19, 2003

- 131** REZONING RELATED TO GPA-1410 - PUBLIC HEARING
ZON-1411 - Galtar, Limited Liability Company
- 132** SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-1410 AND ZON-1411 - PUBLIC HEARING
SDR-1413 - Galtar, Limited Liability Company
- 133** GENERAL PLAN AMENDMENT - PUBLIC HEARING
GPA-1414 - Karim Afshar Family on behalf of American Premiere Homes
- 134** REZONING RELATED TO GPA-1414 - PUBLIC HEARING
ZON-1426 - Karim Afshar Family on behalf of American Premiere Homes
- 135** SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-1414 AND ZON-1426 - PUBLIC HEARING
SDR-1421 - Karim Afshar Family on behalf of American Premiere Homes
- 136** GENERAL PLAN AMENDMENT - PUBLIC HEARING
GPA-1417 - NV Central, Limited Liability Company, et al on behalf of KB Home Nevada, Inc.
- 137** SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-1417 - PUBLIC HEARING
SDR-1420 - NV Central, Limited Liability Company, et al on behalf of KB Home Nevada, Inc.
- NOT TO BE HEARD BEFORE 4:00 P.M.**
SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING
138 **SDR-1395** - Becker Trust, et al on behalf of WL Homes, Limited Liability Company

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT

CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☐

CONSENT

☒

DISCUSSION

SUBJECT:

RESCIND PREVIOUS ACTION - CLARK COUNTY INTERLOCAL REFERRAL - PUBLIC HEARING - **DIR-1502 - THE HELEN L. THOMAS TRUST ON BEHALF OF JEFFREY SPECIAL** - Request by City Council to Rescind the Previous Action of the Denial of a Request for a Non-conforming Zone Boundary Amendment FROM: R-E (Rural Estates/Residential District) TO: C-2 (General Commercial); a Special Use Permit with a waiver to allow a Tavern to be within 200 feet of residential property; and a waiver of development standards on 4.48 acres located adjacent to the east side of Rio Vista Street, approximately 244 feet north of Azure Drive (APN: 125-27-502-003), PROPOSED USE: TAVERN. Staff has NO RECOMMENDATION

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

0

City Council Meeting

1

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

0

City Council Meeting

0

RECOMMENDATION:

Staff has NO RECOMMENDATION.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application - Not Applicable
3. Staff Report
4. Submitted after final agenda: Letter of protest from Richard Seretta

MOTION:

MACK – Motion to Rescind the Previous Council Action – UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open and confirmed with staff this property is located within the County.

JEFF SPECIAL, 2100 Rico Peak, appeared on behalf of Bob Taylor's Ranch House and the Helen Thomas Trust. He withdrew the application without prejudice and expressed appreciation to COUNCILMAN MACK and his office for helping to clear up miscommunication regarding the application. A neighborhood meeting was held to address the concerns of the area residents. The Department of Public Works has alleviated the developer's concerns regarding massive road construction. The County action has already been withdrawn without prejudice as well. COUNCILMAN MACK added his thanks to Public Works for the additional signage in the area.

No one appeared in opposition and there was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning and Development Department
Item 93 – DIR-1502

MNUTES – Continued:

NOTE: All discussion for Item 93 [DIR-1502 - Rescission] and Item 94 [DIR-1502] was held under Item 93 [DIR-1502].

(1:44 – 1:47)

3-1265

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☐

CONSENT

☒

DISCUSSION

SUBJECT:

CLARK COUNTY INTERLOCAL REFERRAL - PUBLIC HEARING - **DIR-1502 - THE HELEN L. THOMAS TRUST ON BEHALF OF JEFFREY SPECIAL** - Consideration and action on a Request for a Non-conforming Zone Boundary Amendment FROM: R-E (Rural Estates/Residential District) TO: C-2 (General Commercial); a Special Use Permit with a waiver to allow a Tavern to be within 200 feet of residential property; and a waiver of development standards on 4.48 acres located adjacent to the east side of Rio Vista Street, approximately 244 feet north of Azure Drive (APN: 125-27-502-003), PROPOSED USE: TAVERN. Staff recommends DENIAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

Staff recommends DENIAL.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application - Not Applicable
3. Staff Report

MOTION:

MACK – Accept the WITHDRAWAL WITHOUT PREJUDICE – UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open and confirmed with staff this property is located within the County.

JEFF SPECIAL, 2100 Rico Peak, appeared on behalf of Bob Taylor's Ranch House and the Helen Thomas Trust.

No one appeared in opposition.

There was no discussion.

MAYOR GOODMAN declared the Public Hearing closed.

NOTE: All discussion for Item 93 [DIR-1502 - Rescission] and Item 94 [DIR-1502] was held under Item 93 [DIR-1502].

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT

CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☐

CONSENT

☒

DISCUSSION

SUBJECT:

REVIEW OF CONDITION - PUBLIC HEARING - ROC-1788 - SMOKE RANCH JONES PARTNERSHIP ON BEHALF OF SMOKE RANCH ENTERPRISES - Request for a Review of Condition Numbers 5 and 12 of Site Development Plan Review [Z-0093-01(1)] on property located adjacent to the north side of Smoke Ranch Road, approximately 190 feet west of Jones Boulevard (APN: 138-14-802-009), U (Undeveloped) [SC (Service Commercial) General Plan Designation] under Resolution of Intent to C-1 (Limited Commercial) Zone, Ward 5 (Weekly). Staff recommends DENIAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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1

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

Staff recommends DENIAL.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

WEEKLY – APPROVED subject to conditions – UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

RUPEC CHIMA, 7469 Orange Haze, appeared on behalf of the applicant and stated the confusion and problems have been resolved by working with the City. MARGO WHEELER, Manager of Planning & Development, confirmed the revised conditions address the areas of concern.

No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(1:47 – 1:48)

3-1400

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 95 – ROC-1788

CONDITIONS:

1. Condition Number 5 of [Z-0093-01(1)] shall be deleted.
2. Amend Condition Number 12 to read as follows: “All signage shall be approved by the Planning and Development Department prior to the issuance of any building permits.”
3. Conformance to all other Conditions of Approval of [Z-0093-01(1)] and other site related actions, not amended herein.
4. An attendant shall to be required to be on premises at all times during operation.
5. Conformance to all other base conditions of approval for a self-service car wash in Title 19.04.050.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT

CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☐

CONSENT

☒

DISCUSSION

SUBJECT:

REVIEW OF CONDITION - PUBLIC HEARING - **ROC-1798 - PENTECOSTAL TEMPLE CHURCH OF GOD IN CHRIST** - Request for a Review of Condition Numbers 5 and 6 of Site Development Plan Review [Z-0047-02(1)] pertaining to landscaping and construction of a six foot high decorative block wall on property located at 612 and 616 Madison Avenue (APNs: 139-27-210-008 and 009), R-3 (Medium Density Residential) Zone under Resolution of Intent to C-V (Civic), Ward 5 (Weekly). Staff recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

Staff recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

WEEKLY – APPROVED subject to conditions – UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

JAMES H. CHAPMAN, 3366 Fandanzo Place, appeared on behalf of the applicant and stated the block wall and relocation of the parking lot landscaping to the property at 602 Madison Avenue had previously been approved. MARGO WHEELER, Manager of Planning & Development, verified the revised conditions address the concerns of the applicant and are agreeable to staff.

TOM McGOWAN, citizen of Las Vegas and mayoral candidate, recommended approval of the applicant's request.

No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(1:48 – 1:51)

3-1457

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 96 – ROC-1798

CONDITIONS:

1. Amend Condition Number 5 of Z-0047-02(1) as follows: “ The landscape plan shall be amended to provide a 58 foot by 10 foot landscape planter at 602 Madison Avenue to be approved by the Planning and Development Department prior to the time of application for a building permit.
2. Amend Condition Number 6 of Z-0047-02(1) as follows: “ Provide a chain link fence with vinyl coated screening along the west property line, extending from the end of the existing wrought iron fence to be approved by the Planning and Development Department prior to application for building permits.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PLANNING & DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - **SDR-1298 - LEWIS CENTER PARKING, LIMITED LIABILITY COMPANY, ET AL ON BEHALF OF DAYSIDE, INC.** - Request for a Site Development Plan Review and a Waiver of the Downtown Centennial Plan Building Setback Standards FOR A PROPOSED EIGHT LEVEL PARKING GARAGE WITH GROUND LEVEL RETAIL (17,959 Square Feet) on 0.56 acres adjacent to the northeast corner of Lewis Avenue and Casino Center Boulevard (APN: 139-34-210-050 and 051), C-2 (General Commercial) and C-1 (Limited Commercial) Zones under Resolution of Intent to C-2 (General Commercial), Ward 1 (M. McDonald). The Planning Commission (6-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

199**APPROVALS RECEIVED BEFORE:**

Planning Commission Mtg.
City Council Meeting

3**RECOMMENDATION:**

The Planning Commission (6-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

REESE – APPROVED subject to conditions and amending Condition 11 as follows:

- 11. Applicant shall complete and maintain an agreement to *specify up to 300 shared parking* for weekend services of the adjacent church *in addition to the 4 permanent spaces*.**

– UNANIMOUS with GOODMAN abstaining because he owns property at Casino Center and Bonneville and M. McDONALD abstaining due to a financial relationship with one of the principals of Dayside, Inc.

MINUTES:

MAYOR GOODMAN declared the Public Hearing open and explained his abstention.

RON BURRIS, 42 Ocean Harbor, appeared as the applicant and stated the small problems have been worked out with other area property owners as a result of building concessions. He concurred with all conditions.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 97 – SDR-1298

MINUTES – Continued:

ERNIE FREZZARO, 4588 Coachman Circle, appeared on behalf of Bishop Joseph Peppe and the Roman Catholic Diocese of Las Vegas, who own the property to the north. He confirmed an agreement has been ironed out, with the exception of one remaining concern. He requested Condition #11 regarding shared parking be amended to include a certain number of spaces for weekend use. MR. BURRIS agreed up to 300 spaces will be made available on the weekend and 4 permanent spaces. MR. FREZZARO supported the application based on that commitment.

TOM MCGOWAN, citizen of Las Vegas and mayoral candidate, welcomed this wonderful addition to downtown, but questioned the entertainment benefit of a parking structure. MR. BURRIS responded approximately 80% of the retail space will be taken up by a food court.

TODD FARLOW, 240 North Nineteenth Street, expressed appreciation that matters were resolved with the church. However, he continues to be concerned with car alarms going off during church services. MAYOR PRO TEM REESE responded the church supports the request and there are some things that cannot be controlled.

No one appeared in opposition.

There was no further discussion.

MAYOR PRO TEM REESE declared the Public Hearing closed.

(1:51 – 1:53)

3-1550

CONDITIONS:

Planning and Development

1. This Site Development Plan Review shall expire two years from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.
2. All development shall be in conformance with the site plan and building elevations, except as amended by conditions herein.
3. Prior to the submittal of a building permit, the applicant shall meet with Planning and Development Department staff to develop a comprehensive address plan for the subject site. A copy of the approved address plan shall be submitted with any future building permit applications related to the site.
4. Streetscapes shall meet standards of Downtown Centennial Plan, DSR.2a-b.
5. All overhead utilities shall be fully underground.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 97 – SDR-1298

CONDITIONS – Continued:

6. All City Code requirements and design standards of all City departments must be satisfied.
7. The northern wall and side walls at least one stall deep shall be a minimum of 12” thick and exceed STC standards, subject to approval of the Building and Safety Department.
8. There shall be no parking nor trash bin located in the alley at any time.
9. All roof top lighting shall be fully shielded and no light shall escape onto abutting property to the north.
10. Parapet wall on north side of roof of parking structure shall be a minimum of 6’ in height.
11. Applicant shall complete and maintain an agreement for shared parking for weekend services of adjacent church. At all times four spaces shall be available for adjacent church use.

Public Works

12. Coordinate with the City Surveyor to determine whether a Reversionary Map to remove the underlying lot lines is necessary. If a Reversionary Map is required it should record prior to the issuance of any building permits for this site.
13. Dedicate a 10-foot radius on the northeast corner of Lewis Street and Casino Center Boulevard prior to the issuance of any permits. Coordinate with the Right-of-way Section of the Department of Public Works for assistance in preparing the appropriate documents.
14. Remove all substandard public street improvements adjacent to this site, if any, and replace with new improvements meeting current City Standards concurrent with development of this site.
15. Meet with the Traffic Engineering Representative in Land Development for assistance in the possible redesign of the proposed driveway access, on site circulation and parking lot layout prior to the submittal of any construction plans or the issuance of any permits, whichever may occur first. All new driveways or modifications to existing driveways shall be designed, located and constructed to meet the intent of Standard Drawing #222A.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 97 – SDR-1298

CONDITIONS – Continued:

16. A Traffic Impact Analysis must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits. Comply with the recommendations of the approved Traffic Impact Analysis prior to occupancy of the site. The City shall determine area traffic mitigation contribution requirements based upon information provided in the approved Traffic Impact Analysis; such monies shall be contributed prior to the issuance of any permits for this site. The Traffic Impact Analysis shall also include a section addressing Standard Drawings #234.1 #234.2 and #234.3 to determine additional right-of-way requirements for bus turnouts adjacent to this site, if any; dedicate all areas recommended by the approved Traffic Impact Analysis. All additional rights-of-way required by Standard Drawing #201.1 for exclusive right turn lanes and dual left turn lanes shall be dedicated prior to or concurrent with the commencement of on-site development activities unless specifically noted as not required in the approved Traffic Impact Analysis. Phased compliance will be allowed if recommended by the approved Traffic Impact Analysis. No recommendation of the approved Traffic Impact Analysis, nor compliance therewith, shall be deemed to modify or eliminate any condition of approval imposed by the Planning Commission or the City Council on the development of this site. Alternatively, in lieu of a Traffic Impact Analysis, the applicant may participate in a reasonable alternative mutually acceptable to the applicant and the Department of Public Works.
17. Meet with the Flood Control Section of the Department of Public Works for assistance in resolving any drainage related issues that may impact this development, prior to the issuance of any permits for this site.
18. Submit an Encroachment Agreement for all landscaping and private improvements located in the Lewis Street and Casino Center Boulevard public right-of-way adjacent to this site prior to occupancy of this site.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

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CONSENT

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DISCUSSION

SUBJECT:

SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - SDR-1385 - MOVING FORWARD, INC. - Request for a Site Development Plan Review FOR A PROPOSED 10,000 SQUARE FOOT RETAIL BUILDING; A WAIVER TO ALLOW A 15 FOOT FRONT SETBACK WHERE 20 FEET IS REQUIRED AND A 15 FOOT REAR YARD SETBACK WHERE 20 FEET IS REQUIRED; A WAIVER TO ALLOW NO LANDSCAPING BETWEEN THE PARKING AREA AND THE BUILDING; A WAIVER OF THE REQUIREMENT TO HAVE ALL PARKING IN THE REAR OR SIDES OF THE LOT, AND A WAIVER TO ALLOW 10 FEET OF LANDSCAPING ALONG SMOKE RANCH ROAD WHERE 15 FEET IS REQUIRED on 2 acres adjacent to the south side Smoke Ranch Road, between Avery Drive and Steinke Lane (APN: 138-23-110-034), U (Undeveloped) Zone [SC (Service Commercial) General Plan Designation] under Resolution of Intent to C-1 (Limited Commercial), Ward 6 (Mack). Staff recommends DENIAL. The Planning Commission (3-3 vote on a motion for approval) ended in a tie vote therefore this item is being forwarded with NO RECOMMENDATION

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

1
0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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0

RECOMMENDATION:

Staff recommends DENIAL. The Planning Commission (3-3 vote on a motion for approval) ended in a tie vote therefore this item is being forwarded with NO RECOMMENDATION.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

MACK – APPROVED subject to conditions – UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

TIM AYALA, 4600 Sunset Road, appeared on behalf of the applicant and advised the building has been relocated five feet to the south to provide for the five feet of landscaping in the front of the building. He concurred with the conditions. COUNCILMAN MACK stressed MR. AYALA has worked with staff and the neighborhood regarding this difficult in-fill parcel. The neighborhood supports the concessions made in the design.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 98 – SDR-1385

MINUTES – Continued:

No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(1:53 – 1:59)

3-1790

CONDITIONS:

Planning and Development

1. The site plan shall be revised to reduce the gross floor area of the building in order to meet the parking requirement or the applicant shall apply for a variance to allow reduced on-site parking.
2. This Site Development Plan Review shall expire two years from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.
3. All development shall be in conformance with the site plan and building elevations, except as amended by conditions herein.
4. Prior to the submittal of a building permit, the applicant shall meet with Planning and Development Department staff to develop a comprehensive address plan for the subject site. A copy of the approved address plan shall be submitted with any future building permit applications related to the site.
5. Landscaping and a permanent underground sprinkler system shall be installed as required by the Planning Commission or City Council and shall be permanently maintained in a satisfactory manner. [Failure to properly maintain required landscaping and underground sprinkler systems shall be cause for revocation of a business license.]
6. All mechanical equipment, air conditioners and trash areas shall be fully screened in views from the abutting streets
7. Parking lot lighting standards shall be no more than 20 feet in height and shall utilize ‘shoe-box’ fixtures and downward-directed lights. Wallpack lighting shall utilize ‘shoe-box’ fixtures and downward-directed lights on the proposed building. Non-residential property lighting shall be directed away from residential property or screened, and shall not create fugitive lighting on adjacent properties.
8. All utility boxes exceeding 27 cubic feet in size shall meet the standards of Municipal Code Section 19.12.050.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 98 – SDR-1385

CONDITIONS – Continued:

9. Any property line wall shall be a decorative block wall, with at least 20 percent contrasting materials. Wall heights shall be measured from the side of the fence with the least vertical exposure above the finished grade, unless otherwise stipulated.
10. A fully operational fire protection system, including fire apparatus roads, fire hydrants and water supply, shall be installed and shall be functioning prior to construction of any combustible structures.
11. All City Code requirements and design standards of all City departments must be satisfied.

Public Works

12. Coordinate with the City Surveyor to determine whether a Reversionary Map or Merger and Resubdivision Map to revert the underlying lot lines to acreage is necessary; if such map is required it shall record prior to the issuance of any building permits for this site.
13. Dedicate an additional 10.5 feet of right-of-way for a total street width of 51 feet on Steinke Lane and 10.5 feet for a total street width of 51 feet on Avery Drive adjacent to this site prior to the issuance of any permits. If a Merger and Resubdivision Map to revert the underlying lot lines to acreage is necessary all dedications should be provided on Map.
14. Construct all incomplete half-street improvements on Smoke Ranch Road, Steinke Lane and Avery Drive adjacent to this site concurrent with development of this site.
15. Remove all substandard public street improvements, if any, adjacent to this site and replace with new improvements meeting current City Standards concurrent with on-site development activities.
16. Meet with the Traffic Engineering Representative in Land Development for assistance in the possible redesign of the proposed driveway access, on site circulation and parking lot layout prior to the submittal of any construction plans or the issuance of any permits, whichever may occur first. Driveways shall be designed, located and constructed in accordance with Standard Drawing #222a.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 98 – SDR-1385

CONDITIONS – Continued:

17. A Traffic Impact Analysis must be submitted to and approved by the Department of Public Works prior to the submittal of any construction drawings or issuance of any building or grading permits. Comply with the recommendations of the approved Traffic Impact Analysis prior to occupancy of the site. The City shall determine area traffic mitigation contribution requirements based upon information provided in the approved Traffic Impact Analysis; such monies shall be contributed prior to the issuance of any permits for this site. The Traffic Impact Analysis shall also include a section addressing Standard Drawings #234.1 #234.2 and #234.3 to determine additional right-of-way requirements for bus turnouts adjacent to this site, if any; dedicate all areas recommended by the approved Traffic Impact Analysis. All additional rights-of-way required by Standard Drawing#201.1 for exclusive right turn lanes and dual left turn lanes shall be dedicated prior to or concurrent with the commencement of on-site development activities unless specifically noted as not required in the approved Traffic Impact Analysis. Phased compliance will be allowed if recommended by the approved Traffic Impact Analysis. No recommendation of the approved Traffic Impact Analysis, nor compliance therewith, shall be deemed to modify or eliminate any condition of approval imposed by the Planning Commission or the City Council on the development of this site.

Alternatively, in lieu of a Traffic Impact Analysis, the applicant may participate in a reasonable alternative mutually acceptable to the applicant and the Department of Public Works.

18. A Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits or submittal of any construction drawings, whichever may occur first. Provide and improve all drainageways recommended in the approved drainage plan/study. The developer of this site shall be responsible to construct such neighborhood or local drainage facility improvements as are recommended by the City of Las Vegas Neighborhood Drainage Studies and approved Drainage Plan/Study concurrent with development of this site. In lieu of constructing improvements, in whole or in part, the developer may agree to contribute monies for the construction of neighborhood or local drainage improvements, the amount of such monies shall be determined by the approved Drainage Plan/Study and shall be contributed prior to the issuance of any building or grading permits, whichever may occur first, if allowed by the City Engineer.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

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CONSENT

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DISCUSSION

SUBJECT:

SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - **SDR-1391 - ERNEST LEROY HAWKINS, ET AL** - Request for a Site Development Plan Review FOR A PROPOSED 138 UNIT CONDOMINIUM DEVELOPMENT on 9.2 acres adjacent to the southeast corner of Alexander Road and Maverick Street (APN: 138-11-515-057 through 136 and 138-516-001 through 112), R-E (Residence Estates) and C-2 (General Commercial) Zones under Resolution of Intent to R-3 (Medium Density Residential), Ward 6 (Mack). Staff recommends DENIAL. The Planning Commission (5-0-2 vote) recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

4
1

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

3
27

RECOMMENDATION:

Staff recommends DENIAL. The Planning Commission (5-0-2 vote) recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted after Final Agenda: Requests for abeyance from Richard Percell, Karen Hanson and Rick VanHouten
5. Submitted after Final Agenda: Support petition with 24 signature

MOTION:

MACK – APPROVED subject to conditions and amending Conditions #5 and #7 to read:

5. The garage *buildings* along the south side of the site shall be set back a minimum of 20 feet from Maverick Street and 6 feet from the south property line. *Elevations of the garage structure shall be subject to approval of the Planning & Development staff and landscaping shall be provided between the garages.*
 7. The parking provided in the area labeled as possible future garage *buildings*, located on the south side of the site, shall be constructed concurrent with the development of the condominium buildings
- UNANIMOUS

NOTE: COUNCILMAN MACK disclosed although his brother, Steven Mack, has a SuperPawn just north of this property, there is no conflict as the application would have no impact on the business and he would vote on the item.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 99 – SDR-1391

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

ATTORNEY BOB GRONAUER, Kummer Kaempfer Bonner & Renshaw, 3800 Howard Hughes Parkway, appeared on behalf of KB Homes. Using a display of the area, ATTORNEY GRONAUER pointed out the proximity of the U-Haul/Mini-Storage facility on Rancho Drive. The site plan for a 19-unit to the acre condominium development was approved for this property. Only 56 units were constructed before the property fell into bankruptcy. KB Homes is proposing to develop the remaining property with a lower intensity and reducing the density to 15 units to the acre. This is a for-sale tri-plex product. In meetings with the neighbors, the applicant agreed to an added condition that the garages will be placed along the south property line adjacent to the ranch estate lots, with an administrative design review of those garages by City staff. During that review, a neighborhood representative living on the south portion of the property will be included for input on the design. He also pointed out the trash receptacle is being located from the south property line to another site. This is an eyesore and the development is a win-win situation. He submitted a petition in support of the project.

ANTHONY IACOMO appeared on behalf of the Homeowners Association for the 56 developed units. After the original developer abandoned this project three years ago, the residents of the 56 units have lived with a horrid situation. They welcome KB Homes and the gorgeous, less dense project they are proposing. The homeowners unanimously voted in support of this plan.

HAROLD BARREN, 6164 Pineville Avenue, spoke as an owner of one of the 56 units. The Association has complained about the horrible situation that came about because of the financial problems of the former developer. Many of the 56 units were sold to people who did not qualify and the units were eventually foreclosed. The Association has experienced significant hardship. This current plan is the only viable alternative and he applauded KB Homes. KB Homes has also agreed to replace missing Association funds.

TODD FARLOW, 240 North Nineteenth Street, protested the elevations are ugly beyond belief. Tri-plexes are nothing but a lawsuit waiting to happen.

COUNCILMAN MACK disagreed with MR. FARLOW stating that the elevations are pleasant and will be a positive in-fill project that will benefit the adjacent incomplete development. The previously approved product was a higher density and the R-E neighbors prefer this project to what was previously approved. The proposed development should also increase security of the area. COUNCILMAN MACK expressed his appreciation to ATTORNEY GRONAUER and the developer for working with the adjacent neighbors on the design of the garage and trees. He supported the administrative review with neighborhood input and the relocation of the trash receptacle. He directed staff to keep him apprised as to the review process.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 99 – SDR-1391

MINUTES – Continued:

MARGO WHEELER, Manager of Planning & Development, read the amended conditions into the record and MAYOR GOODMAN confirmed with ATTORNEY GRONAUER that the amended conditions were acceptable.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(1:59 – 2:11)

3-1900

CONDITIONS:

Planning and Development

1. The buildings along the south property line shall meet the requirements of the Residential Adjacency Standards and provide the 3 to 1 proximity slope from the existing single-family residences. Revised plans depicting compliance shall be submitted to the Planning and Development Staff for review to ensure compliance with this requirement prior to the approval of a Tentative Map on this site.
2. Prior to the submittal of a Final Map Technical Review, the applicant shall submit written assurance that the Declarations for the existing common interest communities provide for this action, who has authority to sign the Final Map, and confirmation as to whether current owner's signatures are necessary on the new Final Map.
3. The site plan shall be revised to provide parking distributed throughout the entire site. The revised site plan shall be submitted to the Planning Staff for review to ensure compliance with this condition prior to the approval of a Tentative Map on this site.
4. The setback for the condominium buildings along Maverick Street and the south property line shall be 70 feet.
5. The garage building along the south side of the site shall be setback a minimum of 20 feet from Maverick Street and 6 feet from the south property line.
6. Access to Maverick Street shall be limited to an emergency crash gate only.
7. The parking provided in the area labeled, as possible future garage building, located in the southwest corner of the site, shall be constructed concurrent with development of the condominium buildings.
8. This Site Development Plan Review shall expire two years from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 99 – SDR-1391

CONDITIONS – Continued:

9. All development shall be in conformance with the site plan and building elevations, except as amended by conditions herein.
10. Prior to the submittal of a building permit, the applicant shall meet with Planning and Development Department staff to develop a comprehensive address plan for the subject site. A copy of the approved address plan shall be submitted with any future building permit applications related to the site.
11. Landscaping and a permanent underground sprinkler system shall be installed as required by the Planning Commission or City Council and shall be permanently maintained in a satisfactory manner. [Failure to properly maintain required landscaping and underground sprinkler systems shall be cause for revocation of a business license.]
12. A landscaping plan must be submitted prior to or at the same time application is made for a building permit. The landscaping plan shall include 24" box trees 20 feet on center along the entire frontage along Maverick Street.

Public Works

13. Coordinate with the City Surveyor to determine whether a Reversionary Map or Merger and Resubdivision Map to revert the underlying subdivision to acreage is necessary; if such map is required it shall record prior to the issuance of any building permits for this site.
14. Remove all substandard public street improvements, if any, adjacent to this site and replace with new improvements meeting current City Standards concurrent with on-site development activities.
15. Meet with the Traffic Engineering Representative in Land Development for assistance in the possible redesign of the proposed driveway access, on site circulation and parking lot layout prior to the submittal of any construction plans or the issuance of any building permits, whichever may occur first. Gated access entry driveways shall be designed, located and constructed in accordance with Standard Drawing #222A.
16. Meet with the Fire Protection Engineering Section of the Department of Fire Services prior to the issuance of any permits for this site. The design and layout of all onsite private circulation and access drives shall meet the approval of the Department of Fire Services.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 99 – SDR-1391

CONDITIONS – Continued:

17. The proposed 36 feet wide private roadways are acceptable provided no parking is permitted on at least one side of the roadway. All required signage and/or curbside painting shall be maintained by the Homeowner's Association.
18. A Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Map subdividing this site, whichever may occur first. Provide and improve all drainageways recommended in the approved drainage plan/study. The developer of this site shall be responsible to construct such neighborhood or local drainage facility improvements as are recommended by the City of Las Vegas Neighborhood Drainage Studies and approved Drainage Plan/Study concurrent with development of this site. In lieu of constructing improvements, in whole or in part, the developer may agree to contribute monies for the construction of neighborhood or local drainage improvements, the amount of such monies shall be determined by the approved Drainage Plan/Study and shall be contributed prior to the issuance of any building or grading permits, or the recordation of a Map subdividing this site, whichever may occur first, if allowed by the City Engineer.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

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CONSENT

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DISCUSSION

SUBJECT:

SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - **SDR-1418 - EL DURANGO, LIMITED LIABILITY COMPANY ON BEHALF OF BEAZER HOMES** - Request for a Site Development Plan Review FOR A 197-LOT RESIDENTIAL DEVELOPMENT on 33.3 acres adjacent to the southeast corner of Grand Teton Drive and Hualapai Way (APN: 125-18-101-004, 006, and 007), U (Undeveloped) Zone [PCD (Planned Community Development) General Plan Designation] under Resolution of Intent to PD (Planned Development), Ward 6 (Mack). Staff recommends DENIAL. The Planning Commission (6-0-1 vote) recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

Staff recommends DENIAL. The Planning Commission (6-0-1 vote) recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted after final agenda: Letter of abeyance from Brent Wilson, VTN

MOTION:

REESE – Motion to STRIKE Item 92 [9999 Doolittle/Lexington], to Accept the WITHDRAWAL WITHOUT PREJUDICE of Item 122 [GPA-1425], and to HOLD IN ABEYANCE Item 100 [SDR-1418], Item 101 [MSP-1409], Item 103 [VAC-1197], Item 116 [ZON-1025], Item 117 [SDR-1026], Item 133 [GPA-1414], Item 134 [ZON-1426], and Item 135 [SDR-1421] to 3/5/2003 and Item 123 [GPA-0035-02] and Item 124 [Z-0081-02] to 3/19/2003 – UNANIMOUS with M. McDONALD abstaining on Item 101 [MSP-1409] in an abundance of caution since his legal representative may also be involved in litigation regarding the property involved with that item

MINUTES:

COUNCILWOMAN McDONALD discussed with ATTORNEY JENNIFER LAZOVICH, 3800 Howard Hughes Parkway, the reason for the abeyance of Item 101 would be to address design issues.

There was no further discussion.

(1:06 – 1:12)

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

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CONSENT

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DISCUSSION

SUBJECT:

MASTER SIGN PLAN - PUBLIC HEARING - **MSP-1409 - D. 2801 WESTWOOD, INC.**
 - Request for a Master Sign Plan Review FOR AN APPROVED SEXUALLY ORIENTED BUSINESS (LE ROUGE GENTLEMEN'S CLUB) adjacent to the northwest corner of Westwood Drive and Red Oak Avenue (APN: 162-08-604-001 and 162-09-102-004), M (Industrial) Zone, Ward 1 (M. McDonald). Staff recommends DENIAL. The Planning Commission (5-1-1 vote) recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

2

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

Staff recommends DENIAL. The Planning Commission (5-1-1 vote) recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted after final agenda: Letter of abeyance from Jennifer Lazovich, Kummer Kaempfer Bonner & Renshaw

MOTION:

M. McDONALD – APPROVED subject to conditions – UNANIMOUS

MOTION:

REESE – Motion to STRIKE Item 92 [9999 Doolittle/Lexington], to Accept the WITHDRAWAL WITHOUT PREJUDICE of Item 122 [GPA-1425], and to HOLD IN ABEYANCE Item 100 [SDR-1418], Item 101 [MSP-1409], Item 103 [VAC-1197], Item 116 [ZON-1025], Item 117 [SDR-1026], Item 133 [GPA-1414], Item 134 [ZON-1426], and Item 135 [SDR-1421] to 3/5/2003 and Item 123 [GPA-0035-02] and Item 124 [Z-0081-02] to 3/19/2003 – UNANIMOUS with M. McDONALD abstaining on Item 101 [MSP-1409] in an abundance of caution since his legal representative may also be involved in litigation regarding the property involved with that item

MINUTES:

COUNCILWOMAN McDONALD discussed with ATTORNEY JENNIFER LAZOVICH, 3800 Howard Hughes Parkway, that the reason for the abeyance of Item 101 would be to address design issues.

There was no further discussion.

(1:06 – 1:12)

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT

CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PLANNING & DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☐

CONSENT

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DISCUSSION

SUBJECT:

ABEYANCE ITEM - VACATION - PUBLIC HEARING - VAC-0063-02 - SCHOOL BOARD OF TRUSTEES - Petition to vacate a portion of Ninth Street located between Lewis Avenue and Clark Avenue, Ward 5 (Weekly). The Planning Commission (6-0-1 vote) and staff recommend DENIAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

The Planning Commission (6-0-1 vote) and staff recommend DENIAL.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

WEEKLY – APPROVED subject to conditions and the following added conditions:

- *Partial vacation to be allowed to accommodate reconstruction of Ninth Street as 37 feet wide, back of curb to back of curb, two travel lanes, one each direction, no on-street parking, with full curb, gutter, sidewalks and street trees, with final design, alignment and construction to be to the satisfaction of the Department of Public Works;*
- *That the street closure to be allowed during construction only according to a schedule to be approved by the Department of Public Works to minimize the actual time of the full street closure to the least amount of time necessary to ensure public safety;*
- *That the temporary closure of the finished street to be allowed by temporary barricades to be approved as to design, lighting or reflectivity and placement by the Department of Public Works. Actual hours of placement of barricades shall be limited to a performance and special events schedule to be submitted to the City Department of Public Works for approval at least 30 days prior to events. Street closure shall not exceed one hour before and one hour after performance or special events. Street closure shall not be allowed for regular school activities;*

- UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 102 – VAC-0063-02

MINUTES – Continued:

MATT LeCROIX, Clark County School District, 4212 Eucalyptus Annex, summarized the School District has been working with the City to initiate construction of their theater.

MARGO WHEELER, Manager of Planning & Development, read three additional conditions into the record that were negotiated between staff and the applicant. MAYOR GOODMAN expressed delight staff and the applicant were able to work this out. This is a great project for the City, the School District and the entire community.

TODD FARLOW, 240 North Nineteenth Street, indicated he was pleased the matter had been worked out. He questioned whether pavers could be used rather than asphalt. MAYOR GOODMAN replied the promise is that it will be nice. BOB GARY, Principal of Las Vegas Academy, 315 South Seventh Street, commended MS. WHEELER for her efforts as an intermediary to facilitate a project that will increase the viability of downtown and will really make a difference to the area. He requested everything that can be done by the City to expedite this project be done. MAYOR GOODMAN assured him of the City's full cooperation.

No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(2:11 – 2:15)

3-2420

CONDITIONS:

1. This Petition of Vacation shall be expanded to include those portions of the Ninth Street and Lewis Avenue intersection necessary to complete an elbow for this intersection.
2. Dedicate radii to match existing construction at the northwest corner of Clark Street and Tenth Street, the southwest corner of Lewis Avenue and Tenth Street, the southeast corner of Bridger Avenue and Seventh Street, and the northeast corner of Clark Avenue and Seventh Street. Coordinate with the Right-of-Way Section of Public Works for assistance in the preparation of the appropriate documents.
3. A Drainage Plan and Technical Drainage Study or other related drainage information acceptable to the Flood Control Section must be submitted to and approved by the Department of Public Works prior to the recordation of the Order of Vacation for this application. Appropriate drainage easements shall be reserved if recommended by the approved Drainage Plan/Study.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 102 – VAC-0063-02

CONDITIONS – Continued:

4. All public improvements, if any, adjacent to and in conflict with this vacation application are to be modified, as necessary, at the applicant's expense prior to the recordation of an Order of Vacation.
5. Reservation of easements for the facilities of the various utility companies together with reasonable ingress thereto and egress therefrom shall be provided if required.
6. All development shall be in conformance with code requirements and design standards of all City departments.
7. The Order of Vacation shall not be recorded until all of the above conditions have been met provided, however, that Condition #4 may be fulfilled for purposes of recordation by providing sufficient security for the performance thereof in accordance with the Subdivision Ordinance of the City of Las Vegas. City Staff is empowered to modify this application if necessary because of technical concerns or because of other related review actions as long as current City right-of-way requirements are still complied with and the intent of the vacation application is not changed. If applicable, a five-foot wide easement for public streetlight and fire hydrant purposes shall be retained on all vacation actions abutting public street corridors that will remain dedicated and available for public use. Also, if applicable and where needed, public easement corridors or other easements that would/should cross any right-of-way being vacated must be retained.
8. If the Order of Vacation is not recorded within one (1) year after approval by the City Council and the Planning Commission does not grant an Extension of Time, then approval will terminate and a new petition must be submitted.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

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CONSENT

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DISCUSSION

SUBJECT:

ABEYANCE ITEM - VACATION - PUBLIC HEARING - VAC-1197 - TIGHI FAMILY TRUST LIMITED PARTNERSHIP AND GEORGE LEE REYNOLDS ESTATE ON BEHALF OF CHARTERED DEVELOPMENT - Petition to vacate U. S. Government Patents generally located at the northeast corner of Rome Boulevard and Fort Apache Road, Ward 6 (Mack). The Planning Commission (5-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
 City Council Meeting

0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
 City Council Meeting

0

RECOMMENDATION:

The Planning Commission (5-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted after final agenda: Letter of abeyance from Russell R. Sillitoe, Civiltec

MOTION:

REESE – Motion to STRIKE Item 92 [9999 Doolittle/Lexington], to Accept the WITHDRAWAL WITHOUT PREJUDICE of Item 122 [GPA-1425], and to HOLD IN ABEYANCE Item 100 [SDR-1418], Item 101 [MSP-1409], Item 103 [VAC-1197], Item 116 [ZON-1025], Item 117 [SDR-1026], Item 133 [GPA-1414], Item 134 [ZON-1426], and Item 135 [SDR-1421] to 3/5/2003 and Item 123 [GPA-0035-02] and Item 124 [Z-0081-02] to 3/19/2003 – UNANIMOUS with M. McDONALD abstaining on Item 101 [MSP-1409] in an abundance of caution since his legal representative may also be involved in litigation regarding the property involved with that item

MINUTES:

There was no related discussion.

(1:06 – 1:12)

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☐

CONSENT

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DISCUSSION

SUBJECT:

RESCIND PREVIOUS ACTION - REQUIRED FIVE YEAR REVIEW - VARIANCE - PUBLIC HEARING - **V-0066-97(1)** - **REESE FAMILY TRUST** - Request by City Council to Rescind the Previous Action of Denial of a Required Five Year Review of an approved Variance WHICH ALLOWED AN EXISTING 55 FOOT HIGH NON-CONFORMING OFF-PREMISE ADVERTISING (BILLBOARD) SIGN TO BE RAISED TO A HEIGHT OF 85 FEET WHICH IS 60 FEET ABOVE THE ELEVATED FREEWAY GRADE WHERE 30 FEET ABOVE THE ELEVATED GRADE IS THE MAXIMUM HEIGHT ALLOWED; AND TO ALLOW THE BILLBOARD 520 FEET FROM AN EXISTING OFF-PREMISE ADVERTISING (BILLBOARD) SIGN WHERE 750 FEET IS THE MINIMUM DISTANCE SEPARATION REQUIRED AND 30 FEET FROM AN "R" DESIGNATED DISTRICT WHERE 300 FEET ARE THE MINIMUM DISTANCE SEPARATION REQUIRED at 616 "H" Street (APN: 139-27-310-069), C-1 (Limited Commercial) Zone, Ward 5 (Weekly). Staff recommends DENIAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

1
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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

2
0

RECOMMENDATION:

Staff recommends DENIAL.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application - Not Applicable
3. Staff Report
4. Request for rehearing from David L. Lindsey, President of Eagle Display Services of Nevada

MOTION:

WEEKLY – APPROVED the Recission – UNANIMOUS with M. McDONALD abstaining based on advice of counsel because of a financial relationship with the President of Show Media, a rival billboard company

NOTE: COUNCILMAN REESE disclosed he does not know the applicant despite the name similarity and there is no connection or conflict with the Reese Family Trust.

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 104 – V-0066-97(1)

MINUTES – Continued:

COUNCILMAN WEEKLY discussed with DAVE LINDSEY, President of Eagle Display Services of Nevada, that the elderly Southern California property owners are seeking to put the 20 year old billboard back into service to generate retirement income. The billboard height was raised when it was constructed and no increase is being sought. Since being hired, Eagle Display Services has repainted the billboard, improved the lights and the advertising space on both sides of the board has been sold to the Amazing Jonathan and Syntex Homes. The elderly owners were unaware they needed to appear at the last hearing and that was the basis of the previous denial.

TODD FARLOW, 240 North Nineteenth Street, requested a major portion of the income from the advertising be used for property maintenance and improvement.

No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

NOTE: All discussion for Item 104 [V-0066-97(1) - Recission] and Item 105 [V-0066-97(1) – Required Five Year Review] was held under Item 104 [V-0066-97(1) - Recission].

(2:15 – 2:20)

3-2600

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

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CONSENT

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DISCUSSION

SUBJECT:

REQUIRED FIVE YEAR REVIEW - VARIANCE - PUBLIC HEARING - **V-0066-97(1) - REESE FAMILY TRUST** - Required Five Year Review of an approved Variance WHICH ALLOWED AN EXISTING 55 FOOT HIGH NON-CONFORMING OFF-PREMISE ADVERTISING (BILLBOARD) SIGN TO BE RAISED TO A HEIGHT OF 85 FEET WHICH IS 60 FEET ABOVE THE ELEVATED FREEWAY GRADE WHERE 30 FEET ABOVE THE ELEVATED GRADE IS THE MAXIMUM HEIGHT ALLOWED; AND TO ALLOW THE BILLBOARD 520 FEET FROM AN EXISTING OFF-PREMISE ADVERTISING (BILLBOARD) SIGN WHERE 750 FEET IS THE MINIMUM DISTANCE SEPARATION REQUIRED AND 30 FEET FROM AN "R" DESIGNATED DISTRICT WHERE 300 FEET ARE THE MINIMUM DISTANCE SEPARATION REQUIRED at 616 "H" Street (APN: 139-27-310-069), C-1 (Limited Commercial) Zone, Ward 5 (Weekly). Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

1
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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

2
0

RECOMMENDATION:

Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Request for rehearing from David L. Lindsey, President of Eagle Display Services of Nevada

MOTION:

WEEKLY – APPROVED subject to conditions – UNANIMOUS with M. McDONALD abstaining based on advice of counsel because of a financial relationship with the President of Show Media, a rival billboard company

NOTE: COUNCILMAN REESE disclosed he does not know the applicant despite the name similarity and there is no connection or conflict with the Reese Family Trust.

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 105 – V-0066-97(1)

MINUTES – Continued:

DAVE LINDSEY, President of Eagle Display Services of Nevada, appeared on behalf of the Southern California property owners who are seeking to put the 20 year old billboard back into service to generate retirement income.

No one appeared in opposition.

There was no discussion.

MAYOR GOODMAN declared the Public Hearing closed.

NOTE: All discussion for Item 104 [V-0066-97(1) - Recission] and Item 105 [V-0066-97(1) – Required Five Year Review] was held under Item 104 [V-0066-97(1) - Recission].

(2:15 – 2:20)

3-2600

CONDITIONS:

Planning and Development

1. The Variance shall be reviewed in five years at which time the City Council may require the off-premise sign to be removed. The applicant shall be responsible for notification costs of the review. Failure to pay the City for these costs may result in a requirement that the off-premise advertising (billboard) sign is removed.
2. If the existing off-premise advertising sign structure is removed, this Variance shall be expunged and a new off-premise advertising sign structure shall not be erected in the same location unless: (1) a new Special Use Permit is approved for the new structure by the City Council, or (2) the location is in compliance with all applicable standards of Title 19A including, but not limited to, distance separation requirements, or (3) a Variance to the applicable standards of Title 19A has been approved for the new structure by the City Council.
3. The off-premise advertising (billboard) sign and its supporting structure shall be properly maintained and kept free of graffiti at all times. Failure to perform the required maintenance may result in fines and/or removal of the off-premise advertising (billboard) sign.
4. All City Code requirements and design standards of all City Departments shall be satisfied.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

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CONSENT

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DISCUSSION

SUBJECT:

VARIANCE - PUBLIC HEARING - VAR-1423 - BOLICK FAMILY TRUST - Appeal filed by Stacy Slade from the Denial by the Planning Commission on a request for a Variance TO ALLOW A SINGLE FAMILY DWELLING TO BE 20 FEET FROM THE FRONT PROPERTY LINE WHERE 30 FEET IS THE MINIMUM SETBACK REQUIRED at 2011 Shenley Court (APN: 163-04-316-017), R-E (Residence Estates) Zone, Ward 1 (M. McDonald). The Planning Commission (3-3-1 vote on a motion for approval) ended in a tie, which is tantamount to DENIAL. Staff recommends DENIAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

The Planning Commission (3-3-1 vote on a motion for approval) ended in a tie, which is tantamount to DENIAL. Staff recommends DENIAL.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Appeal letter filed by Stacy Slade

MOTION:

M. McDONALD – Granted the APPEAL; thereby APPROVING the Variance subject to conditions – UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

The applicant was not present. COUNCILMAN McDONALD explained based on numerous discussions between his office and the applicant as well as the applicant's appearance at the Planning Commission, he would move for approval.

No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(2:20 – 2:21)

3-2860

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 106 – VAR-1423

CONDITIONS:

Planning and Development

1. This Variance shall expire two years from the date of final approval, unless it is exercised or an Extension of Time is granted by the City Council.
2. Conformance to the site plan as submitted.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☐

CONSENT

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DISCUSSION

SUBJECT:

ABEYANCE ITEM - REQUIRED FIVE YEAR REVIEW - SPECIAL USE PERMIT - PUBLIC HEARING - **RQR-1143 - SCANDIA FAMILY FUN CENTERS** - Required Five Year Review of an approved Special Use Permit (U-0168-92) WHICH ALLOWED A 40 FOOT TALL, 14 FOOT X 48 FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN at 2900 Sirius Avenue (APN: 162-08-702-002), M (Industrial) Zone, Ward 1 (M. McDonald). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

REESE – APPROVED subject to conditions – UNANIMOUS with M. McDONALD abstaining based on advice of counsel because of a financial relationship with the President of Show Media, a rival billboard company

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

TY LARSON, 1155 South Wanamaker, Ontario, California, stated the income is used to maintain the Family Fun Center. COUNCILMAN REESE discussed with MR. LARSON the sign will be cleaned up and new copy will be placed on the sign within two weeks. They are working on the pidgeon problem. A bid is being sought to install a screen as well.

No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(2:21 – 2:24)

3-2920

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 107 – RQR-1143

CONDITIONS:

Planning and Development

A) Project Conditions:

1. All of the supporting structure shall be repainted by March 31, 2003 as required by the Planning and Development Department. Failure to perform the required painting may result in fines and/or removal of the off-premise advertising (billboard) sign.
2. The applicant is to submit a map showing all billboards owned by the applicant/owner within the City and include the GPS coordinates of each billboard within 30 days of final approval by City Council

B) Standard Conditions:

3. The off-premise advertising (billboard) sign and its supporting structure shall be properly maintained and kept free of graffiti at all times. Failure to perform the required maintenance may result in fines and/or removal of the off-premise advertising (billboard) sign.
4. The Special Use Permit shall be reviewed in five (5) years at which time the City Council may require the off-premise sign to be removed. The applicant shall be responsible for notification costs of the review. Failure to pay the City for these costs may result in a requirement that the off-premise advertising (billboard) sign is removed.
5. If the existing off-premise advertising sign structure is removed, this Special Use Permit shall be expunged and a new off-premise advertising sign structure shall not be erected in the same location unless: (1) a new Special Use Permit is approved for the new structure by the City Council, or (2) the location is in compliance with all applicable standards of Title 19 of the Las Vegas Municipal Code including, but not limited to, distance separation requirements, or (3) a Variance to the applicable standards of Title 19 has been approved for the new structure by the City Council.
6. All City Code requirements and design standards of all City Departments shall be satisfied.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PLANNING & DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

REQUIRED FIVE YEAR REVIEW - SPECIAL USE PERMIT - PUBLIC HEARING - RQR-1365 - JAMES KARR ON BEHALF OF CLEAR CHANNEL OUTDOOR -
Required Five Year Review of an approved Special Use Permit (U-0110-97) WHICH ALLOWED A 40 FOOT TALL, 12 FOOT X 24 FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN at 2111 Western Avenue (APN: 162-04-801-001), M (Industrial) Zone, Ward 1 (M. McDonald). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

The Planning Commission (6-0-1 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

REESE – APPROVED subject to conditions – UNANIMOUS with M. McDONALD abstaining based on advice of counsel because of a financial relationship with the President of Show Media, a rival billboard company

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

MISTY BAIER, Clear Channel Outdoor, 1211 West Bonanza Road, appeared on behalf of the applicant and concurred with the conditions.

TOM McGOWAN, Las Vegas resident, concurred with the Council, staff and MS. BAIER. Regarding major signs he asked about what was being done on the huge sign on Sahara Avenue, one block west of Las Vegas Boulevard.

TODD FARLOW, 240 North Nineteenth Street, pointed out there was a terrible weed problem on this property and requested it be cleaned up. MS. BAIER responded it is being addressed and there is also a condition of approval to maintain the property.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 108 – RQR-1365

MINUTES – Continued:

No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.
(2:24 – 2:25)

3-3030

CONDITIONS:

Planning and Development

1. The Special Use Permit shall be reviewed in five (5) years at which time the City Council may require the off-premise sign to be removed. The applicant shall be responsible for notification costs of the review. Failure to pay the City for these costs may result in a requirement that the off-premise advertising (billboard) sign is removed.
2. All of the supporting structure shall be repainted, as required by the Planning and Development Department, within 30 days of final approval by City Council. Failure to perform the required painting may result in fines and/or removal of the off-premise advertising (billboard) sign.
3. The off-premise advertising (billboard) sign and its supporting structure shall be properly maintained and kept free of graffiti at all times. Failure to perform the required maintenance may result in fines and/or removal of the off-premise advertising (billboard) sign.
4. The property owner shall keep the property properly maintained and graffiti-free at all times. Failure to perform required maintenance may result in fines and/or removal of the off-premise sign.
5. Only one advertising sign is permitted per sign face.
6. The applicant is to submit a map showing all billboards owned by the applicant/owner within the City and include the GPS coordinates of each billboard within 30 days of final approval by City Council.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 108 – RQR-1365

CONDITIONS – Continued:

7. If the existing off-premise advertising sign structure is removed, this Special Use Permit shall be expunged and a new off-premise advertising sign structure shall not be erected in the same location unless: (1) a new Special Use Permit is approved for the new structure by the City Council, or (2) the location is in compliance with all applicable standards of Title 19 of the Las Vegas Municipal Code including, but not limited to, distance separation requirements, or (3) a Variance to the applicable standards of Title 19 has been approved for the new structure by the City Council.
8. All City Code requirements and design standards of all City Departments shall be satisfied.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☐

CONSENT

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DISCUSSION

SUBJECT:

SPECIAL USE PERMIT - PUBLIC HEARING - SUP-1348 - THE HOWARD HUGHES CORPORATION ON BEHALF OF THE LAS VEGAS CULINARY ACADEMY -
Request for a Special Use Permit FOR A SUPPER CLUB IN CONJUNCTION WITH A PROPOSED CULINARY SCHOOL AND RESTAURANT (LAS VEGAS CULINARY ACADEMY) at 1451 Center Crossing Road (APN: 138-30-113-016), P-C (Planned Community) Zone, Ward 2 (L.B. McDonald). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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1

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

The Planning Commission (6-0-1 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted after Final Agenda: Protest letter from Manuel Menendez

MOTION:

L.B. McDONALD – APPROVED subject to conditions – UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

RICHARD MORENO, 300 South Fourth Street, appeared on behalf of the applicant and concurred with the conditions.

TOM McGOWAN, Las Vegas resident and mayoral candidate, complimented the proposal and supported the application. He commented, once it is opened, he would be able to pack the place as a piano player.

COUNCILWOMAN McDONALD presented to MAYOR GOODMAN, on behalf of the Le Cordon Bleu College of Culinary Arts of Las Vegas faculty, a certificate of martini mixology. MAYOR GOODMAN expressed his appreciation for the certificate.

No one appeared in opposition.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 109 – SUP-1348

MINUTES – Continued:

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(2:25 – 2:29)

3-3160

CONDITIONS:

Planning and Development

1. Conformance to all applicable Minimum Requirements under Title 19.04.050 for a Supper Club use.
2. Approval of and conformance to the Conditions of Approval for Summerlin Site Development Plan Review (CRG-1483) and conformance to Summerlin Site Development Plan Review (SV-0016-01).
3. This Special Use Permit shall expire two years from the date of final approval, unless it is exercised or an Extension of Time is granted by the City Council.
4. All City Code requirements and design standards of all City departments must be satisfied.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PLANNING & DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

SPECIAL USE PERMIT - PUBLIC HEARING - SUP-1361 - VILLAGE SQUARE, LIMITED LIABILITY COMPANY ON BEHALF OF JOLYN FUHRIMAN - Appeal filed by Jolyn Fuhriman from the Denial by the Planning Commission on a request for a Special Use Permit FOR AN OPEN AIR VENDING/TRANSIENT SALE LOT FOR A PROPOSED FARMERS' MARKET adjacent to the northwest corner of Sahara Avenue and Fort Apache Road (APN: 163-06-816-036), C-1 (Limited Commercial) Zone, Ward 2 (L.B. McDonald). The Planning Commission (4-2 vote) recommends DENIAL. Staff recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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2

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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4

RECOMMENDATION:

The Planning Commission (4-2 vote) recommends DENIAL. Staff recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Appeal letter filed by Jolyn Fuhriman
5. Letter of support from Michelle Romero, Henderson Redevelopment Agency
6. Submitted after Final Agenda: Protest from Robert and Linda Gross
7. Submitted at meeting: Letter of Opposition from Virginia Johnson
8. Submitted at meeting: Letter of Support from Laurajean Pittman
9. Submitted at meeting: Copy of Farmers Market Flyer
10. Submitted at meeting: Letter of Support from Karen Torres, Triple Five Nevada Dev.

MOTION:

L.B. McDONALD – Granted the Appeal; thereby APPROVING the Special Use Permit subject to conditions – UNANIMOUS

NOTE: COUNCILMAN MACK disclosed Triple Five Development has inquired about advertising with MK², a company with which he is affiliated. This application will have no affect on that business and he will be voting on the application.

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 110 – SUP-1361

MINUTES – Continued:

JOLYN FUHRIMAN, 812 Canterbury Cross, was present.

TINA LEESHA, Triple Five, appeared as the Marketing Coordinator of Village Square, wholeheartedly supported this proposal. The merchants at the Square voted to support the Farmers Market as an enhancement that will increase visibility.

TODD FARLOW, 240 North Nineteenth Street, indicated he loves farmers markets, but in the past, he has seen some turn into swap meets. It is important that it not be allowed to get out of hand.

TOM McGOWAN, Las Vegas resident, summarized his experience with farmers markets in urban settings as being extremely popular and successful. This will add to the sense of genuine community of Ward 2. Farmers markets are totally Americana. Farmers markets do best with live entertainment.

STEVEN JOHNSON, one of the founders of the Las Vegas Farmers Market, 1600 North Rampart, opposed the site. The issue is not competition, but rather the market will be held on Wednesdays. The City has been a co-sponsor at Rampart. He read an advertisement for the Village Square farmers market prior to the Planning Commission action. He submitted a letter from a business in the Village Square in opposition as well.

DOUG SMITH, Las Vegas resident, asked the Council to support this farmers market which is being operated by his cousin. A lot of good farmers' products are sold. MAYOR GOODMAN discussed another week day. MS. TORRES explained Wednesday was selected because it is the lowest volume at Village Square. The Ivy House did oppose the application, but was resolved with the exotic flower vendor agreeing to sell through the Ivy House. The Johnsons were approached to hold their farmers market at Village Square a year ago, but they could not comply with the time and merchandise to be sold. The purpose is to stimulate traffic for the benefit of the merchants.

MR. JOHNSON protested the year they held their farmers market at the Village Square was a problem because of opposition from Euphoria and low traffic. During the week, the theater is the big draw and creates a parking problem. MS. TORRES clarified the Johnsons operated prior to the merchants opening. There is no parking issue because the parking area is enormous and the proposed farmers market will be placed out near PartyLand, a significant distance from the movie theater.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 110 – SUP-1361

MINUTES – Continued:

MICHELLE ROMERO, 806 Park Lane, outlined the four-year history of the Henderson farmers market. She has been assisting with the marketing plan and traffic generation for the farmers market at Village Square.

MAYOR GOODMAN pointed out the City will be taking full control of the Metro Downtown Command Center at the Fifth Street School in December 2003 and it would be suitable for a farmers market or markets.

COUNCILMAN MACK confirmed MS. ROMERO also manages the farmers market in Centennial Hills. As an added note, he mentioned a farmers market could be a possibility at the new City Park across from City Hall. MAYOR GOODMAN added jazz concerts are planned there on Friday afternoons. He directed DEPUTY CITY MANAGER BETSY FRETWELL to research any such proposals. COUNCILMAN BROWN questioned the input of Leisure Services on the farmers markets and their conflicting scheduling. DEPUTY CITY MANAGER FRETWELL responded they were not consulted regarding this application, although they were involved in the park programming issues with the Johnson farmers market.

COUNCILWOMAN McDONALD noted the locations create a marketing issue. Both being on the same day should not significantly impact each other.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(2:29 – 2:44)

3-3330/4-1

CONDITIONS:

Planning and Development

1. The applicant shall create a pedestrian plaza area adjacent to the vendors by partitioning off the parking area in such a way as to direct vehicular traffic away from the pedestrian areas and thereby promoting public safety.
2. This Special Use Permit shall expire one year from the date of final approval, unless it is exercised or an Extension of Time is granted by the City Council.
3. All City Code requirements and design standards of all City departments must be satisfied.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

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CONSENT

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DISCUSSION

SUBJECT:

SPECIAL USE PERMIT - PUBLIC HEARING - SUP-1416 - JUAN A. MARTINEZ ON BEHALF OF JUAN AND ANTONIO SANCHEZ - Request for a Special Use Permit FOR AN OPEN AIR VENDING/TRANSIENT SALES LOT FOR A PROPOSED HOT-DOG VENDING CART at 634 North Eastern Avenue (APN: 139-25-407-004), C-2 (General Commercial) Zone, Ward 3 (Reese). The Planning Commission (6-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
 City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
 City Council Meeting

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RECOMMENDATION:

The Planning Commission (6-1 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

REESE – APPROVED subject to conditions and the added condition as follows:

- *The hours of operation shall be between 1:00 p.m. and 7:00 p.m, seven days a week, and the location to be restricted to this specific site on the parking lot*

– UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

JUAN MARTINEZ, 4845 Cleopatra Avenue, appeared with his translator, KELLY BENAVIDEZ, and concurred with the conditions. MR. MARTINEZ agreed to keep the hours of operation between 1:00 p.m. and 7:00 p.m. and indicated his understanding he will be restricted to this parking lot. He may not expand onto the sidewalk in either direction.

No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(2:44 – 2:47)

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 111 – SUP-1416

CONDITIONS:

Planning and Development

1. This Special Use Permit shall expire one year from the date of final approval, unless it is exercised or an Extension of Time is granted by the City Council.
2. The vending cart shall be located as not to interfere with vehicular or pedestrian traffic.
3. All City Code requirements and design standards of all City departments must be satisfied.

Public Works

4. Meet with the Traffic Engineering Representative in Land Development to ensure that the location of the hot dog cart will not interfere with vehicle access, pedestrian access, or sight visibility requirements.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

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CONSENT

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DISCUSSION

SUBJECT:

SPECIAL USE PERMIT - PUBLIC HEARING - **SUP-1408 - DESERT LINCOLN MERCURY** - Request for a Special Use Permit FOR AN AUTO PAINT & BODY SHOP IN CONJUNCTION WITH AN EXISTING NEW CAR DEALERSHIP (DESERT LINCOLN MERCURY) at 5700 West Sahara Avenue (APN: 163-01-405-001, 002 and 003), R-E (Residence Estates) Zone under Resolution of Intent to P-R (Professional Office and Parking) and C-2 (General Commercial), U (Undeveloped) Zone [GC (General Commercial) General Plan Designation] under Resolution of Intent to P-R (Professional Office and Parking), C-2 (General Commercial) and C-2 (General Commercial) Zones, Ward 1 (McDonald). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

34
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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted after Final Agenda: 32 letters of opposition
5. Submitted at meeting: Letter from the City of Las Vegas regarding Reclassification of property
6. Submitted at meeting: Letter of Protest from John Barney
7. Submitted at meeting: Letter of Protest from Brad & Joanna Leonard
8. Submitted at meeting: Packet from Desert Automotive Group regarding Company Policies

MOTION:

M. McDONALD – TABLED – UNANIMOUS with WEEKLY not voting

NOTE: COUNCILMAN McDONALD confirmed with DEPUTY CITY ATTORNEY SCOTT there is no conflict inasmuch as he is not influenced by having known MR. GRAHAM for five or six years nor from having purchased a vehicle from him. There is no pending contractual relationship. He further clarified for the record although he spoke to the applicants outside on the night of the Planning Commission, there was no interaction regarding this application. COUNCILMAN MACK disclosed while he has a business relationship JOSEPH SCALA, owner of nearby Courtesy Automotive, this application will not impact his business and there has been no communication with MR. SCALA regarding the application.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 112 – SUP-1408

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

SEAN GRAHAM, 9909 Fox Springs, appeared on behalf of the applicant and concurred with the conditions.

TODD FARLOW, 240 North Nineteenth Street, verified the landscaping along Westwind will be completed by the applicant. He would also like to see them clean up Sahara, but staff confirmed the existing landscaping is adequate.

GARY SWANCIGER, 2270 Westwind Road, advised the well-established adjacent neighborhood is located within a County island and consists of custom or semi-custom homes on at least a half acre. Many of the residents have lived there 30 years or more and have worked with the other dealerships to keep things harmonious. He submitted a copy of the letter regarding the original rezoning in July 1987 for the record. At that time, the City cooperated with the residents in stipulating acceptable conditions. These conditions included no fender or body work, but it has not been incorporated into this special use permit. The site plan includes converting a very large storage area into a body shop building. Both the existing Oldsmobile and Budget dealerships are using streets for employee parking, creating neighborhood congestion. Back to this dealership, the proposal is a major change and dual expansion turning it into primarily an auto paint and body shop. The proposed facility is more appropriate in an industrial zoning. The increased intensity will exacerbate cut-through traffic. The concerns voiced by the neighbors involve traffic, noise and environment/air quality issues. He urged denial based on the incompatibility of the facility. If it is approved, please take into consideration the adjacent neighbors.

ROBERT GENZER, Director of Planning & Development, indicated a review of the file revealed an original condition which prohibits body and fender work. Because the condition is in place, he recommended Items 112 and 113 be tabled and the applicant apply for a review of that condition. DEPUTY CITY ATTORNEY SCOTT informed MR. GENZER the Council cannot act until the condition has been removed. The review of condition will come directly to City Council as a public hearing. MAYOR GOODMAN urged conditions be more closely watched because without MR. SWANCIGER the condition would not have been enforced.

THOMAS RICE, 2230 Westwind Road, indicated the proximity of the dealerships would not be a problem if they would respect the residents. He has repeatedly complained about test driving in the neighborhood. The dealerships cannot control their employees. Lastly, the dealership does not have the volume of repairs to justify a body shop of this size. This will end up being the body shop for all their dealerships in town.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 112 – SUP-1408

MINUTES – Continued:

TOM McGOWAN, Las Vegas resident, noted this is a dealership for a major car manufacturer, Sahara is the middle of town and not near the perimeter suburbs, no one, including the City Council, can effectively control the routes taken by any driver and air quality is regional and not restricted to a neighborhood.

CHRIS CHRISTOFF, 335 West Cincinnati, summarized his familiarity with this vicinity. It only takes one person taking advantage to create a hardship for all of the dealerships. His experience with the owner of this dealership is that he always keeps his door open to deal with people from the community.

MEREDITH PARKER, 2313 Duneville, stated she resides behind the Oldsmobile dealership and in the vicinity of this dealership. She concurred with the comments regarding traffic and test driving, noise and air quality.

MR. GRAHAM replied a test driving policy has been created for all eleven dealerships with his company and each general manager has signed off on the policy. He submitted a copy of the policy for the record. COUNCILMAN McDONALD requested MR. GRAHAM be prepared to address the concerns raised at this hearing. He also suggested blocking off one of the streets might stop the cut-through traffic. MR. GENZER advised the review of condition public hearing would take 45 days to place on an agenda. In addition, there is a condition prohibiting test driving on Duneville or any other residential street. That condition was reiterated by the Planning Commission by way of Condition #8 on this application. To ensure compliance, the applicant was required to provide a test drive route for administrative approval.

DONALD PARKER, 2313 Duneville, questioned why the County would close the street. COUNCILMAN McDONALD explained the site of the closure would be within the County and beyond the City boundary. However, his personal position is he will assist with and work with COMMISSIONER MAXFIELD to do whatever the neighbors would like to see happen and to address their concerns. MR. PARKER expressed his appreciation because the dealerships have not been good neighbors. The dealerships make promises which they break the next day. He recommended a contract to bind the dealerships at Jones and Sahara. COUNCILMAN McDONALD replied this was the purpose of his direction to staff. If the conditions are not being complied with, the City can look at their business license. MAYOR GOODMAN added conditions are enforced until and unless they are amended or changed by a future Council action. If these conditions are being violated, the City will be attentive to the situation.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 112 – SUP-1408

MINUTES – Continued:

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

NOTE: COUNCILMAN McDONALD directed staff to research the on-street parking restrictions, loud paging/speaker system, test driving on residential streets and landscaping pertaining to all the dealerships and notify any and all that are in violation of the conditions imposed.

NOTE: All discussion for Item 112 [SUP-1408] and Item 113 [SDR-1407] was held under Item 112 [SUP-1408].

(2:47 – 3:20)

4-380

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

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CONSENT

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DISCUSSION

SUBJECT:

SITE DEVELOPMENT PLAN REVIEW RELATED TO SUP-1408 - PUBLIC HEARING - **SDR-1407 - DESERT LINCOLN MERCURY** - Request for a Site Development Plan Review FOR AN AUTO PAINT AND BODY SHOP IN CONJUNCTION WITH AN EXISTING NEW CAR DEALERSHIP (DESERT LINCOLN MERCURY); A REDUCTION OF THE PERIMETER LANDSCAPING REQUIREMENTS; A WAIVER OF THE PARKING LOT LANDSCAPE FINGERS; A WAIVER OF THE REQUIRED LANDSCAPE PLANTER BETWEEN THE BUILDING AND THE PARKING AREA, AND A WAIVER OF THE PEDESTRIAN OPEN SPACE AND PLAZA REQUIREMENT on 7.75 acres at 5700 West Sahara Avenue (APN: 163-01-405-001, 002 and 003), R-E (Residence Estates) Zone under Resolution of Intent to P-R (Professional Office and Parking) and C-2 (General Commercial), U (Undeveloped) Zone [GC (General Commercial) General Plan Designation] under Resolution of Intent to P-R (Professional Office and Parking), C-2 (General Commercial) and C-2 (General Commercial) Zones, Ward 1 (McDonald). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

M. McDONALD – TABLED – UNANIMOUS with WEEKLY not voting

NOTE: COUNCILMAN McDONALD confirmed with DEPUTY CITY ATTORNEY SCOTT there is no conflict inasmuch as he is not influenced by having known MR. GRAHAM for five or six years nor from having purchased a vehicle from him. There is no pending contractual relationship. He further clarified for the record although he spoke to the applicants outside on the night of the Planning Commission, there was no interaction regarding this application. COUNCILMAN MACK disclosed while he has a business relationship with JOSEPH SCALA, owner of nearby Courtesy Automotive, this application will not impact his business and there has been no communication with MR. SCALA regarding the application.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 113 – SDR-1407

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

SEAN GRAHAM, 9909 Fox Springs, appeared on behalf of the applicant and concurred with the conditions.

There was no discussion.

MAYOR GOODMAN declared the Public Hearing closed.

NOTE: All discussion for Item 112 [SUP-1408] and Item 113 [SDR-1407] was held under Item 112 [SUP-1408].

(2:47 – 3:20)

4-380

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

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CONSENT

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DISCUSSION

SUBJECT:

SPECIAL USE PERMIT - PUBLIC HEARING - SUP-1531 - GOOD EARTH ENTERPRISES, INC. - Request for a Special Use Permit FOR A 330 UNIT ASSISTED LIVING APARTMENT COMPLEX at 233 South 6th Street (APN: 139-34-611-036) and 232 South 7th Street (APN: 139-34-611-037), C-2 (General Commercial) Zone, Ward 1 (M. McDonald). The Planning Commission (6-0 vote) and staff recommend APPROVAL, subject to conditions

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

The Planning Commission (6-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

M. McDONALD – APPROVED subject to conditions and amending Condition #1 to expire in one year – UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

SOPHIE LAU, Good Earth Enterprise, 785 Columbus Avenue, San Francisco, California, advised she was the owner of the El Cid Hotel for the last 20 years. Due to the hardship that has spread to the downtown area, despite occasional overflow from the Strip hotels, it has been a daily struggle to keep up the hotel business. Commonsense has told her to close the business. Unless she can convert into a new business, she will have to board the building. Converting to commercial use will not work given the amount of currently vacant commercial buildings in the area. She reached the conclusion a senior-assisted living facility is the most feasible plan after doing various market studies. There is a huge demand and unlimited market potential for years to come. It is consistent with her cultural background to honor seniors and she is pleased to commit herself to provide a quality, long-term living place for them. At the same time, the conversion will provide community advantages, including more jobs, economic revitalization, better image and it is consistent with the downtown redevelopment general planning.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 114 – SUP-1531

MINUTES – Continued:

MAYOR GOODMAN thanked MS. LAU for her presentation and complimented her on her business acumen and commitment to the community. His only concern is the conversion may be a very expensive process but MS. LAU assured him she has sought expert assistance and advice.

PAUL WILKINS, Director of Building & Safety, concurred that MS. LAU and her architect have met with his staff regarding the major renovations. City staff has offered to help with whatever they can..

BARRY GREEN, 5777 Clarity Lane, introduced himself as the project architect. There is only one condition he felt required clarification. There will be a dining facility on the fifth floor of what is currently a four-story building. He requested that the architectural review for that stage be done administratively by staff to avoid a subsequent Council hearing.

TODD FARLOW, 240 North Nineteenth Street, expressed concern the rooms are quite small and whether or not the square footage would be sufficient for two seniors per room. Also, the facility needs landscaping and the seniors will need that as well as some recreational areas.

JEFFERSON LEE, 211 Eighth Street, proposed there should be funding for the homeless to stay in the rundown hotels and apartments in exchange for labor. This would provide housing for the homeless, income for the hotels and apartments and cheap labor for the City.

COUNCILWOMAN McDONALD discussed with MARGO WHEELER, Manager of Planning & Development, the site development plan would ordinarily be reviewed by the Planning Commission and City Council. COUNCILMAN McDONALD indicated he would want to review the site development plan as the elected representative of the Ward. MAYOR GOODMAN and COUNCILWOMAN McDONALD agreed they felt the Council should review the plan. COUNCILWOMAN McDONALD added homeless services never make any money.

COUNCILMAN McDONALD noted he has confidence in MS. LAU and wished her luck. He discussed with MR. GREEN there is no current time line for the project. The next step will be to go before the State Health Department. COUNCILMAN McDONALD imposed a one-year condition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 114 – SUP-1531

MINUTES – Continued:

NOTE: All discussion for Item 114 [SUP-1531] and Item 115 [VAR-1295] took place under Item 114 [SUP-1531]

(3:20 – 3:31)

4-1560

CONDITIONS:

Planning and Development

1. This Special Use Permit shall expire in two years unless exercised in that time or an Extension of Time is granted by the city Council.
2. Conformance to all applicable regulatory criteria of the State Health Licensing Division.
3. Approval of a parking variance for this use (VAR-1295).

Public Works

4. Dedicate a 10 foot radius on the northeast corner of Sixth Avenue and Bridger Street and a 10 foot radius on the northwest corner of Seventh Street and Bridger Avenue prior to the issuance of any permits. Coordinate with the Right-of-way Section of the Department of Public Works for assistance in preparing the appropriate documents.
5. Remove all substandard public street improvements adjacent to this site, if any, and replace with new improvements meeting current City Standards concurrent with development of this site.
6. Meet with the Traffic Engineering Representative in Land Development for assistance in the possible redesign of the proposed driveway access, on site circulation and parking lot layout prior to the submittal of any construction plans or the issuance of any permits, whichever may occur first. All new driveways or modifications to existing driveways shall be designed, located and constructed to meet the intent of Standard Drawing #222A.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 114 – SUP-1531

CONDITIONS – Continued:

7. A Traffic Impact Analysis must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits. Comply with the recommendations of the approved Traffic Impact Analysis prior to occupancy of the site. The City shall determine area traffic mitigation contribution requirements based upon information provided in the approved Traffic Impact Analysis; such monies shall be contributed prior to the issuance of any permits for this site. The Traffic Impact Analysis shall also include a section addressing Standard Drawings #234.1 #234.2 and #234.3 to determine additional right-of-way requirements for bus turnouts adjacent to this site, if any; dedicate all areas recommended by the approved Traffic Impact Analysis. All additional rights-of-way required by Standard Drawing #201.1 for exclusive right turn lanes and dual left turn lanes shall be dedicated prior to or concurrent with the commencement of on-site development activities unless specifically noted as not required in the approved Traffic Impact Analysis. Phased compliance will be allowed if recommended by the approved Traffic Impact Analysis. No recommendation of the approved Traffic Impact Analysis, nor compliance therewith, shall be deemed to modify or eliminate any condition of approval imposed by the Planning Commission or the City Council on the development of this site.

Alternatively, in lieu of a Traffic Impact Analysis, the applicant may participate in a reasonable alternative mutually acceptable to the applicant and the Department of Public Works.

8. Landscape and maintain all unimproved right-of-way on Sixth Street, Bridger Avenue and Seventh Street adjacent to this site.
9. Submit an Encroachment Agreement for all landscaping and private improvements located in the Sixth Street, Bridger Avenue and Seventh Street public right-of-way adjacent to this site prior to occupancy of this site.
10. Submit an Encroachment Agreement for the proposed aerial walkway over the public right-of-way. Any aerial encroachment must provide a minimum clearance of 17 feet above the public right-of-way.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

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CONSENT

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DISCUSSION

SUBJECT:

VARIANCE RELATED TO SUP-1531 - PUBLIC HEARING - **VAR-1295 - GOOD EARTH ENTERPRISES, INC.** - Request for a Variance TO ALLOW 35 PARKING SPACES WHERE 70 PARKING SPACES ARE REQUIRED FOR A PROPOSED 330 UNIT ASSISTED LIVING APARTMENT COMPLEX at 233 South 6th Street and 232 South 7th Street (APN: 139-34-611-034, 036, 037, and 039), C-2 (General Commercial) Zone, Ward 1 (M. McDonald). The Planning Commission (6-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

The Planning Commission (6-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

M. McDONALD – APPROVED subject to conditions – UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

SOPHIE LAU, Good Earth Enterprise, 785 Columbus Avenue, San Francisco, California, and ARCHITECT BARRY GREEN, 5777 Clarity Lane, were present.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

NOTE: All discussion for Item 114 [SUP-1531] and Item 115 [VAR-1295] took place under Item 114 [SUP-1531]

(3:20 – 3:31)

4-1560

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 115 – VAR-1295

CONDITIONS:

Planning and Development

1. This variance shall expire in two years unless exercised by the applicant or an Extension of Time is granted by the City Council.
2. Conformance to all conditions of approval of SUP-1531 and other site related actions.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

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CONSENT

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DISCUSSION

SUBJECT:

ABEYANCE ITEM - REZONING - PUBLIC HEARING - **ZON-1025 - MICELI FAMILY TRUST, ET AL ON BEHALF OF AMERICAN PREMIERE** - Request for a Rezoning FROM: U (Undeveloped) Zone [DR (Desert Rural Density Residential) General Plan Designation] TO: R-PD2 (Residential Planned Development - 2 Units per Acre) on approximately 40 acres adjacent to the northwest corner of Jones Boulevard and Meisenheimer Avenue (APN: 125-11-604-009 and 010, 125-11-702-001 and 002), PROPOSED USE: SINGLE-FAMILY RESIDENTIAL DEVELOPMENT, Ward 6 (Mack). The Planning Commission (5-0 vote) and staff recommend DENIAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
 City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
 City Council Meeting

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RECOMMENDATION:

The Planning Commission (5-0 vote) and staff recommend DENIAL.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

REESE – Motion to STRIKE Item 92 [9999 Doolittle/Lexington], to Accept the WITHDRAWAL WITHOUT PREJUDICE of Item 122 [GPA-1425], and to HOLD IN ABEYANCE Item 100 [SDR-1418], Item 101 [MSP-1409], Item 103 [VAC-1197], Item 116 [ZON-1025], Item 117 [SDR-1026], Item 133 [GPA-1414], Item 134 [ZON-1426], and Item 135 [SDR-1421] to 3/5/2003 and Item 123 [GPA-0035-02] and Item 124 [Z-0081-02] to 3/19/2003 – UNANIMOUS with M. McDONALD abstaining on Item 101 [MSP-1409] in an abundance of caution since his legal representative may also be involved in litigation regarding the property involved with that item

MINUTES:

There was no related discussion.

(1:06 – 1:12)

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

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CONSENT

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DISCUSSION

SUBJECT:

ABEYANCE ITEM - SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-1025 - PUBLIC HEARING - **SDR-1026 - MICELI FAMILY TRUST, ET AL, ON BEHALF OF AMERICAN PREMIERE** - Request for a Site Development Plan Review FOR AN 80-LOT SINGLE-FAMILY RESIDENTIAL DEVELOPMENT on approximately 40 acres adjacent to the northwest corner of Jones Boulevard and Meisenheimer Avenue (APN: 125-11-604-009 and 010, 125-11-702-001 and 002), U (Undeveloped) Zone [DR (Desert Rural Density Residential) General Plan Designation], [PROPOSED: R-PD2 (Residential Planned Development - 2 Units per Acre)], Ward 6 (Mack). The Planning Commission (5-0 vote) and staff recommend DENIAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

59
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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

The Planning Commission (5-0 vote) and staff recommend DENIAL.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

REESE – Motion to STRIKE Item 92 [9999 Doolittle/Lexington], to Accept the WITHDRAWAL WITHOUT PREJUDICE of Item 122 [GPA-1425], and to HOLD IN ABEYANCE Item 100 [SDR-1418], Item 101 [MSP-1409], Item 103 [VAC-1197], Item 116 [ZON-1025], Item 117 [SDR-1026], Item 133 [GPA-1414], Item 134 [ZON-1426], and Item 135 [SDR-1421] to 3/5/2003 and Item 123 [GPA-0035-02] and Item 124 [Z-0081-02] to 3/19/2003 – UNANIMOUS with M. McDONALD abstaining on Item 101 [MSP-1409] in an abundance of caution since his legal representative may also be involved in litigation regarding the property involved with that item

MINUTES:

There was no related discussion.

(1:06 – 1:12)

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

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CONSENT

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DISCUSSION

SUBJECT:

REZONING - PUBLIC HEARING - **ZON-1103 - PARDEE HOMES OF NEVADA** - Request for a Rezoning FROM: U (Undeveloped) [L-TC (Low Density Residential - Town Center) General Plan Designation] TO: TC (Town Center) of 4.0 acres adjacent to the northwest corner of Dorrell Lane and Fort Apache Road (APN: 125-19-501-019), PROPOSED USE: SINGLE FAMILY RESIDENTIAL DEVELOPMENT, Ward 6 (Mack). The Planning Commission (6-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

The Planning Commission (6-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

MACK – APPROVED subject to conditions – UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open and confirmed inasmuch as this project did not involve MR. SHULMAN, he did not have a conflict.

DIANA BOSSARD, 2920 North Green Valley Parkway, appeared on behalf of Pardee Homes and concurred with the conditions.

TODD FARLOW, 240 North Nineteenth Street, supported this project as very nice with beautiful elevations. This project should serve as an example for the future.

COUNCILMAN MACK made a note most of the changes result in slightly narrowed concrete and extra area within the landscaping planters.

No one appeared in opposition.

There was no further discussion.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 118 – ZON-1103

MINUTES – Continued:

MAYOR GOODMAN declared the Public Hearing closed.

NOTE: All discussion for Item 118 [ZON-1103], Item 119 [SDR-1104] and Item 120 [VAC-1254] took place under Item 118 [ZON-1103]

(3:32 – 3:35)

4-2018

CONDITIONS:

Planning and Development

1. A Site Development Plan Review application shall be approved by the Planning Commission or City Council prior to approval of a Tentative Map, issuance of any permits, any site grading, and all development activity for the site.
2. Conformance to the conditions of approval for the Site Development Plan Review for this site.

Public Works

3. Dedicate 19.5 feet of right-of-way adjacent to this site for Wittig Avenue and a 25 foot radius on the southwest corner of Wittig Avenue and Fort Apache Road. In addition, dedicate, obtain dedication, or obtain roadway easement rights for the north half of Wittig Avenue adjacent to this site prior to the submittal of a Tentative Map for this site. If such dedication or easement rights can not be procured for any reason, this site plan must be revised to eliminate the proposed 19.5 foot wide half-streets.
4. Construct half-street improvements including appropriate overpaving on Fort Apache Road, Dorrell Street, and construct appropriate half-street improvements on Wittig Avenue including sufficient paving over the centerline to provide two-way traffic access adjacent to this site concurrent with development of this site. Install all appurtenant underground facilities, if any, adjacent to this site needed for the future traffic signal system concurrent with development of this site. All existing paving damaged or removed by this development shall be restored at its original location and to its original width concurrent with development of this site.
5. Extend public sewer to the west edge of this site in Dorrell Street and to the northern edge of this site in Fort Apache Road at a location and depth acceptable to the City Engineer concurrent with development of this site.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 118 – ZON-1103

CONDITIONS – Continued:

6. A Traffic Impact Analysis must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Map subdividing this site. Comply with the recommendations of the approved Traffic Impact Analysis prior to occupancy of the site. The City shall determine area traffic mitigation contribution requirements based upon information provided in the approved Traffic Impact Analysis; such monies shall be contributed prior to the issuance of any permits or the recordation of a Map subdividing this site. The Traffic Impact Analysis shall also include a section addressing Standard Drawings #234.1 #234.2 and #234.3 to determine additional right-of-way requirements for bus turnouts adjacent to this site, if any; dedicate all areas recommended by the approved Traffic Impact Analysis. All additional rights-of-way required by Standard Drawing #201.1 for exclusive right turn lanes and dual left turn lanes shall be dedicated prior to or concurrent with the commencement of on-site development activities unless specifically noted as not required in the approved Traffic Impact Analysis. If additional rights-of-way are not required and Traffic Control devices are or may be proposed at this site outside of the public right-of-way, all necessary easements for the location and/or access of such devices shall be granted prior to the issuance of permits for this site. Phased compliance will be allowed if recommended by the approved Traffic Impact Analysis. No recommendation of the approved Traffic Impact Analysis, nor compliance therewith, shall be deemed to modify or eliminate any condition of approval imposed by the Planning Commission or the City Council on the development of this site.

Alternatively, in lieu of a Traffic Impact Analysis, the applicant may participate in a reasonable alternative mutually acceptable to the applicant and the Department of Public Works.

7. A Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Map subdividing this site, whichever may occur first. Provide and improve all drainage ways recommended in the approved drainage plan/study. The developer of this site shall be responsible to construct such neighborhood or local drainage facility improvements as are recommended by the City of Las Vegas Neighborhood Drainage Studies and approved Drainage Plan/Study concurrent with development of this site. In lieu of constructing improvements, in whole or in part, the developer may agree to contribute monies for the construction of neighborhood or local drainage improvements, the amount of such monies shall be determined by the approved Drainage Plan/Study and shall be contributed prior to the issuance of any building or grading permits, or the recordation of a Map subdividing this site, whichever may occur first, if allowed by the City Engineer.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☐

CONSENT

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DISCUSSION

SUBJECT:

SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-1103 - PUBLIC HEARING - **SDR-1104 - PARDEE HOMES OF NEVADA** - Request for a Site Development Plan Review FOR A PROPOSED 90-LOT SINGLE FAMILY RESIDENTIAL DEVELOPMENT; AND A REQUEST TO WAIVE THE STREET SECTION STANDARDS FROM THE TOWN CENTER DEVELOPMENT STANDARDS MANUAL on approximately 15.01 acres adjacent to the northwest corner of Dorrell Lane and Fort Apache Road (APN: 125-19-501-017, 018 and 019), U (Undeveloped) [L-TC (Low Density Residential - Town Center) General Plan Designation] under Resolution of Intent to TC (Town Center) and U (Undeveloped) [L-TC (Low Density Residential-Town Center) General Plan Designation] [PROPOSED: TC (Town Center)], Ward 6 (Mack). The Planning Commission (6-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

The Planning Commission (6-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

MAC K – APPROVED subject to conditions – UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open and confirmed inasmuch as this project did not involve MR. SHULMAN, he did not have a conflict.

DIANA BOSSARD, 2920 North Green Valley Parkway, appeared on behalf of Pardee Homes and concurred with the conditions.

No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 119 – SDR-1104

MINUTES – Continued:

NOTE: All discussion for Item 118 [ZON-1103], Item 119 [SDR-1104] and Item 120 [VAC-1254] took place under Item 118 [ZON-1103]

(3:32 – 3:35)

4-2018

CONDITIONS:

Planning and Development

1. A Rezoning (ZON-1103) to a T-C (Town Center) Zoning District approved by the City Council for the east five-acre parcel of this site.
2. The setbacks for this development shall be a minimum of 10-feet to the front of the house, 18-feet to the front of the garage, 10-feet on the corner side, 5-feet on the side, and 15-feet in the rear. The front setback to the garage is to be measured from the back of the sidewalk where a sidewalk is provided otherwise it will be measured from the back of curb. The length of the driveway shall be a minimum of 18-feet.
3. The Tentative Map shall depict the required 20-foot wide Multi-Use Transportation Trail along the Fort Apache Road frontage, in accordance with Map Six of the Transportation Trails Element of the Master Plan. The Multi-Use Trail along Fort Apache Road shall be designed and constructed in accordance with Exhibit 1 of the Transportation Trails Element of the General Plan.
4. The landscape plan shall be revised and approved by the Planning and Development Department, prior to the submittal of a Final Map on this site, to reflect acceptable planting material and the approved amenity zones. The section along Dorrell Lane may include turf material for flood control purposes and will be limited to the amount necessary per the City's Flood Control Division. The landscape plan shall also depict any required accent paving.
5. The subdivision entry from Dorrell Lane shall conform to figure 32 and figure 33 of the Town Center Development Standards Manual with the exception of increasing the median to four-feet and reducing the amenity zone by one-foot.
6. The street section for Dorrell Lane shall adhere to the Town Center Standards for a Town Center Residential Collector Street with the modification of using a ten-foot amenity zone and a five-foot sidewalk and a 50-foot street section measured from back of curb to back of curb.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 119 – SDR-1104

CONDITIONS – Continued:

7. The interior public residential streets shall adhere to the Town Center Standards for a Town Center Public Residential Street with the modification of using a minimum four-foot amenity zone and a four-foot sidewalk. The standard for Wittig Avenue is to use the same standards as for the interior public residential streets as long as Public Works approves this street standard for Wittig Avenue.
8. All sidewalk patterns and street corners shall conform to the Town Center Development Standards for Special Pavement and Sidewalk Treatment.
9. Design of the perimeter wall along Fort Apache Road shall conform to Figure 28 or Figure 28A of the Town Center Development Standards.
10. The City Council shall approve the Vacation (VAC-1254) application related to this site prior to approval of the tentative map.
11. If this Site Development Plan Review is not exercised within two years of the City Council approval, this Site Development Plan Review shall be void unless an Extension of Time is granted.
12. No perimeter walls shall be allowed along any street that is 79 feet or less in width of street section, with the exception of corner lots.
13. The maximum building height allowed shall not exceed 2 stories or 35 feet, whichever is less.
14. Landscaping and a permanent underground sprinkler system shall be installed as required by the Planning Commission or City Council and shall be permanently maintained in a satisfactory manner.
15. Air conditioning units shall not be mounted on rooftops.
16. All utility boxes exceeding 27 cubic feet in size shall meet the standards of Municipal Code Section 19.12.050 except as amended by the Planning and Development Department.
17. A fully operational fire protection system, including fire apparatus roads, fire hydrants and water supply, shall be installed and shall be functioning prior to construction of any combustible structures.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 119 – SDR-1104

CONDITIONS – Continued:

18. All City Code requirements and design standards of all City departments must be satisfied except as amended by conditions herein.
19. All development shall be in conformance with the site plan and building elevations, except as amended by conditions herein.

Public Works

20. Site development to comply with all applicable conditions of approval for ZON-1103, Z-0034-01, and all other subsequent site-related actions.
21. Meet with the Traffic Engineering Representative in Land Development for assistance in redesigning the proposed access drive prior to the submittal of any construction plans or the issuance of any permits, whichever may occur first.
22. A Master Streetlight Plan of public street lights for the entire subdivision shall be submitted to and approved by the Department of Public Works prior to the submittal of construction drawings for this site.
23. Meet with the Clark County School District to provide pedestrian access easements, if necessary, at a mutually acceptable location prior to the submittal of any construction drawings for this site.
24. A Homeowner's Association shall be established to maintain all landscaping amenity zones created with this development. All landscaping within the amenity zones shall be situated and maintained so as to not create sight visibility obstructions for vehicular traffic at all development access drives and abutting street intersections.
25. Public drainage easements must be privately maintained by a homeowners association or maintenance association for all public drainage not located within public street rights-of-way.
26. The final layout of the subdivision shall be determined at the time of approval of the Tentative Map.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

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CONSENT

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DISCUSSION

SUBJECT:

VACATION RELATED TO ZON-1103 AND SDR-1104 - PUBLIC HEARING - **VAC-1254 - PARDEE HOMES OF NEVADA** - Petition to vacate a portion of excess right-of-way adjacent to the northwest corner of Fort Apache Road and Dorrell Lane, and to vacate U.S. Government Patent Reservations generally located west of Fort Apache Road, north of Dorrell Lane, Ward 6 (Mack). The Planning Commission (6-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

The Planning Commission (6-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

MACK – APPROVED subject to conditions – UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open and confirmed inasmuch as this project did not involve MR. SHULMAN, he did not have a conflict.

DIANA BOSSARD, 2920 North Green Valley Parkway, appeared on behalf of Pardee Homes and concurred with the conditions.

No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

NOTE: All discussion for Item 118 [ZON-1103], Item 119 [SDR-1104] and Item 120 [VAC-1254] took place under Item 118 [ZON-1103]

(3:32 – 3:35)

4-2018

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 120 – VAC-1254

CONDITIONS:

1. All public improvements, if any, adjacent to and in conflict with this vacation application are to be modified, as necessary, at the applicant's expense prior to the recordation of an Order of Vacation and Order of Relinquishment of Interest.
2. Reservation of easements for the facilities of the various utility companies together with reasonable ingress thereto and egress therefrom shall be provided if required.
3. All development shall be in conformance with code requirements and design standards of all City Departments.
4. The Order of Vacation and the Order of Relinquishment of Interest shall not be recorded until all of the above conditions have been met provided, however, that Condition #1 may be fulfilled for purposes of recordation by providing sufficient security for the performance thereof in accordance with the Subdivision Ordinance of the City of Las Vegas. City Staff is empowered to modify this application if necessary because of technical concerns or because of other related review actions as long as current City right-of-way requirements are still complied with and the intent of the vacation application is not changed. If applicable, a five foot wide easement for public streetlight and fire hydrant purposes shall be retained on all vacation actions abutting public street corridors that will remain dedicated and available for public use. Also, if applicable and where needed, public easement corridors and sight visibility or other easements that would/should cross any right-of-way being vacated must be retained.
5. If the Order of Vacation and Order of Relinquishment of Interest is not recorded within one (1) year after approval by the City Council or an Extension of Time is not granted by the Planning Director, then approval will terminate and a new petition must be submitted.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

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CONSENT

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DISCUSSION

SUBJECT:

GENERAL PLAN AMENDMENT - PUBLIC HEARING - **GPA-1392 - CITY OF LAS VEGAS** - Request to amend the Centennial Hills Sector Plan to add the 2002 Interlocal Land Use Plan, add a Rural Neighborhood Preservation Boundary and Land Use, modify the Trails and Parks chapters, and remove references to the Northwest Sector Plan (APN: Multiple), Wards 4 (Brown) and 6 (Mack). The Planning Commission (6-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

The Planning Commission (6-0 vote) and staff recommend APPROVAL.

BACKUP DOCUMENTATION:

1. Conditions For This Application - Not Applicable
2. Staff Report

MOTION:

MACK – APPROVED – UNANIMOUS

MINUTES:

NOTE: A Verbatim Transcript is made a part of the Final Minutes.

MAYOR GOODMAN declared the Public Hearing open.

APPEARANCES:

KYLE WALTON, Planning & Development Department

TOM McGOWAN, citizen of Las Vegas

CHARLES P. WATSON, 10321 Eagle Vale

ATTORNEY MARK FIORENTINO, Kummer Kaempfer Bonner & Renshaw, 3800 Howard Hughes Parkway, 7th Floor, on behalf of the Focus Group

STEVEN DEMPSEY, no address given

CHRIS CHRISTOFF, 335 Cincinnati

MAYOR GOODMAN declared the Public Hearing closed.

(3:35 – 4:00)

4-2180

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PLANNING & DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

GENERAL PLAN AMENDMENT - PUBLIC HEARING - **GPA-1425 - WILLIAM S. BOYD TRUST II, ET AL** - Request for to amend the Centennial Hills Sector Plan FROM: SC (Service Commercial) TO: M (Medium Density Residential) on 15.1 acres adjacent to the east side of Rancho Drive, between Coran Lane and Holly Avenue (a portion of APN: 139-19-705-001), Ward 5 (Weekly). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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0

RECOMMENDATION:

The Planning Commission (6-0-1 vote) and staff recommend APPROVAL.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application - Not Applicable
3. Staff Report
4. Submitted after final agenda: Letter of withdrawal from Terri Pastorelli, Tetra Tech, Inc.

MOTION:

REESE – Motion to STRIKE Item 92 [9999 Doolittle/Lexington], to Accept the WITHDRAWAL WITHOUT PREJUDICE of Item 122 [GPA-1425], and to HOLD IN ABEYANCE Item 100 [SDR-1418], Item 101 [MSP-1409], Item 103 [VAC-1197], Item 116 [ZON-1025], Item 117 [SDR-1026], Item 133 [GPA-1414], Item 134 [ZON-1426], and Item 135 [SDR-1421] to 3/5/2003 and Item 123 [GPA-0035-02] and Item 124 [Z-0081-02] to 3/19/2003 – UNANIMOUS with M. McDONALD abstaining on Item 101 [MSP-1409] in an abundance of caution since his legal representative may also be involved in litigation regarding the property involved with that item

MINUTES:

There was no related discussion.

(1:06 – 1:12)

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

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CONSENT

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DISCUSSION

SUBJECT:

ABEYANCE ITEM - GENERAL PLAN AMENDMENT - PUBLIC HEARING - GPA-0035-02 - MARY BARTSAS, ET AL ON BEHALF OF CARTER & BURGESS, INC. - Request to amend a portion of the Centennial Hills Sector Plan FROM: ML (Medium-Low Density Residential) TO: SC (Service Commercial) on 34.43 acres adjacent to the northwest corner of Craig Road and Jones Boulevard (APN: 138-02-601-004), R-E (Residence Estates) Zone [PROPOSED: C-1 (Limited Commercial)], Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

77
0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

25
0

RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

REESE – Motion to STRIKE Item 92 [9999 Doolittle/Lexington], to Accept the WITHDRAWAL WITHOUT PREJUDICE of Item 122 [GPA-1425], and to HOLD IN ABEYANCE Item 100 [SDR-1418], Item 101 [MSP-1409], Item 103 [VAC-1197], Item 116 [ZON-1025], Item 117 [SDR-1026], Item 133 [GPA-1414], Item 134 [ZON-1426], and Item 135 [SDR-1421] to 3/5/2003 and Item 123 [GPA-0035-02] and Item 124 [Z-0081-02] to 3/19/2003 – UNANIMOUS with M. McDONALD abstaining on Item 101 [MSP-1409] in an abundance of caution since his legal representative may also be involved in litigation regarding the property involved with that item

MINUTES:

There was no related discussion.

(1:06 – 1:12)

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

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CONSENT

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DISCUSSION

SUBJECT:

ABEYANCE ITEM - REZONING RELATED TO GPA-0035-02 - PUBLIC HEARING - **Z-0081-02 - MARY BARTSAS, ET AL ON BEHALF OF CARTER & BURGESS, INC.** - Request for a Rezoning FROM: R-E (Residence Estates) TO: C-1 (Limited Commercial) on 34.43 acres adjacent to the northwest corner of Craig Road and Jones Boulevard (APN: 138-02-601-004), Ward 6 (Mack). Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

77
0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

25
0

RECOMMENDATION:

Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

REESE – Motion to STRIKE Item 92 [9999 Doolittle/Lexington], to Accept the WITHDRAWAL WITHOUT PREJUDICE of Item 122 [GPA-1425], and to HOLD IN ABEYANCE Item 100 [SDR-1418], Item 101 [MSP-1409], Item 103 [VAC-1197], Item 116 [ZON-1025], Item 117 [SDR-1026], Item 133 [GPA-1414], Item 134 [ZON-1426], and Item 135 [SDR-1421] to 3/5/2003 and Item 123 [GPA-0035-02] and Item 124 [Z-0081-02] to 3/19/2003 – UNANIMOUS with M. McDONALD abstaining on Item 101 [MSP-1409] in an abundance of caution since his legal representative may also be involved in litigation regarding the property involved with that item

MINUTES:

There was no related discussion.

(1:06 – 1:12)

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

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CONSENT

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DISCUSSION

SUBJECT:

GENERAL PLAN AMENDMENT - PUBLIC HEARING - **GPA-1350 - DAVID B. OBER FAMILY TRUST, ET AL ON BEHALF OF DR HORTON, INC.** - Request to amend a portion of the Centennial Hills Sector Plan FROM: ML-TC (Medium Low - Town Center) TO: MLA-TC (Medium-Low Attached Residential - Town Center) on 20.41 acres adjacent to the south side of Elkhorn Road, approximately 330 feet east of Fort Apache Road (APN: 125-20-101-002, 003, 010 and 011), Ward 6 (Mack). Staff recommends DENIAL. The Planning Commission (5-0-1 vote) recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

1
0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

Staff recommends DENIAL. The Planning Commission (5-0-1 vote) recommends APPROVAL.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application - Not Applicable
3. Staff Report

MOTION:

MACK – APPROVED – UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

ATTORNEY BOB GRONAUER, Kummer Kaempfer Bonner & Renshaw, 3800 Howard Hughes Parkway, 7th Floor, appeared on behalf of DR Horton. The medium-low attached zoning designation is appropriate given the previously approved density which permits up to 25 units per acre. To the south is property zoned to permit a maximum of eight units per acre. At 12 units per acre, this is the perfect transitional project. Spinnaker Homes supports this project. DR Horton will be bringing forward a future application for eight units per acre.

COUNCILMAN MACK pointed out the north side of Elkhorn is currently planned for a fire station and a Nevada Power substation. A for-sale product of up to 12 units per acre is a proper buffer for the detached single-family homes to the south.

No one appeared in opposition.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 125 – GPA-1350

MINUTES – Continued:

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

NOTE: All discussion for Item 125 [GPA-1350] and Item 126 [ZON-1351] took place under Item 125 [GPA-1350]

(4:00 – 4:03)

4-3450

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PLANNING & DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

REZONING RELATED TO GPA-1351 - PUBLIC HEARING - **ZON-1351 - DAVID B. OBER FAMILY TRUST, ET AL ON BEHALF OF DR HORTON, INC.** - Request for a Rezoning FROM: U (Undeveloped) [ML-TC (Medium Low - Town Center) General Plan Designation [PROPOSED: MLA-TC (Medium-Low Attached Residential - Town Center) General Plan Designation] TO: TC (Town Center) on 20.41 acres adjacent to the south side of Elkhorn Road, approximately 330 feet east of Fort Apache Road (APN: 125-20-101-002, 003, 010 and 011), [PROPOSED: Multi-Family Residential Development], Ward 6 (Mack). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:**Planning Commission Mtg.****1****City Council Meeting****0****APPROVALS RECEIVED BEFORE:****Planning Commission Mtg.****0****City Council Meeting****0****RECOMMENDATION:**

The Planning Commission (5-0-1 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

MACK – APPROVED subject to conditions – UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

ATTORNEY BOB GRONAUER, Kummer Kaempfer Bonner & Renshaw, 3800 Howard Hughes Parkway, 7th Floor, appeared on behalf of DR Horton. No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

NOTE: All discussion for Item 125 [GPA-1350] and Item 126 [ZON-1351] took place under Item 125 [GPA-1350]

(4:00 – 4:03)

4-3450

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 126 – ZON-1351

CONDITIONS:

Planning and Development

1. A Site Development Plan Review application approved by the Planning Commission or City Council prior to the issuance of any permits, any site grading, and all development activity for the site.

Public Works

2. Dedicate 50 feet of right-of-way adjacent to this site for Elkhorn Road, 50 feet for Fort Apache Road, 40 feet for Dorrell Lane, 40 feet for Campbell Road, a 25 foot radius at the northeast corner of Fort Apache Road and Dorrell Lane and a 25 foot radius on the southwest corner of Elkhorn Road and Campbell Road prior to the issuance of any permits.
3. Construct half-street improvements including appropriate overpaving (if legally able) on Elkhorn Road, Campbell Road, Dorrell Lane and Fort Apache Road adjacent to this site concurrent with development of this site. Also, construct widened paving (if legally able) extending westward on Elkhorn Road to Fort Apache Road, northward on Fort Apache Road to Elkhorn Road, eastward on Dorrell Lane to Campbell Road and appropriate paved transitions from limits of proposed pavement to existing pavement on Campbell Road concurrent with development of this site. Install all appurtenant underground facilities, if any, adjacent to this site needed for the future traffic signal system concurrent with development of this site.
4. Provide a paved legal access per Clark County Area Standard Drawing #209 to this site prior to occupancy of any units within this development.
5. Coordinate with the Collection Systems Planning Section to extend the public sewer in Dorrell Lane to Fort Apache Road in an alignment and to a location and depth acceptable to the City Engineer. Provide public sewer easements for all public sewers not located within existing public street right-of-way prior to the issuance of any permits as required by the Department of Public Works. Improvement Drawings submitted to the City for review shall not be approved for construction until all required public sewer easements necessary to connect this site to the existing public sewer system have been granted to the City.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 126 – ZON-1351

CONDITIONS – Continued:

6. A Traffic Impact Analysis must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Map subdividing this site. Comply with the recommendations of the approved Traffic Impact Analysis prior to occupancy of the site. The City shall determine area traffic mitigation contribution requirements based upon information provided in the approved Traffic Impact Analysis; such monies shall be contributed prior to the issuance of any permits for or the recordation of a Map subdividing this site. The Traffic Impact Analysis shall also include a section addressing Standard Drawings #234.1 #234.2 and #234.3 to determine additional right-of-way requirements for bus turnouts adjacent to this site, if any; dedicate all areas recommended by the approved Traffic Impact Analysis. All additional rights-of-way required by Standard Drawing #201.1 for exclusive right turn lanes and dual left turn lanes shall be dedicated prior to or concurrent with the commencement of on-site development activities unless specifically noted as not required in the approved Traffic Impact Analysis. If additional rights-of-way are not required and Traffic Control devices are or may be proposed at this site outside of the public right-of-way, all necessary easements for the location and/or access of such devices shall be granted prior to the issuance of permits for this site. Phased compliance will be allowed if recommended by the approved Traffic Impact Analysis. No recommendation of the approved Traffic Impact Analysis, nor compliance therewith, shall be deemed to modify or eliminate any condition of approval imposed by the Planning Commission or the City Council on the development of this site.
7. A Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Map subdividing this site, whichever may occur first. Provide and improve all drainageways recommended in the approved drainage plan/study. The developer of this site shall be responsible to construct such neighborhood or local drainage facility improvements as are recommended by the City of Las Vegas Neighborhood Drainage Studies and approved Drainage Plan/Study concurrent with development of this site. In lieu of constructing improvements, in whole or in part, the developer may agree to contribute monies for the construction of neighborhood or local drainage improvements, the amount of such monies shall be determined by the approved Drainage Plan/Study and shall be contributed prior to the issuance of any building or grading permits, or the recordation of a Map subdividing this site, whichever may occur first, if allowed by the City Engineer.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PLANNING & DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

GENERAL PLAN AMENDMENT - PUBLIC HEARING - **GPA-1400 - RANCHO DECATUR, LIMITED LIABILITY COMPANY** - Request to amend the Centennial Hills Sector Plan FROM: GC (General Commercial) TO: LI/R (Light Industry/Research) on 48.49 acres adjacent to the northeast corner of Decatur Boulevard and Smoke Ranch Road (APN:139-18-302-004 and 139-18-403-001), Ward 5 (Weekly). The Planning Commission (3-2-1 vote on a motion for approval) failed to obtain a super majority vote which is tantamount to DENIAL. Staff recommends DENIAL

PROTESTS RECEIVED BEFORE:**Planning Commission Mtg.****0****City Council Meeting****0****APPROVALS RECEIVED BEFORE:****Planning Commission Mtg.****1****City Council Meeting****0****RECOMMENDATION:**

The Planning Commission (3-2-1 vote on a motion for approval) failed to obtain a super majority vote which is tantamount to DENIAL. Staff recommends DENIAL.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application - Not Applicable
3. Staff Report

MOTION:**WEEKLY – APPROVED – UNANIMOUS**

NOTE: COUNCILMAN McDONALD disclosed he has known one of the principals, DONNY ANDERS and his family, for many, many years but there is no conflict as that would not influence his vote.

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

RICHARD MORENO, 300 South Fourth Street, appeared on behalf of the applicant and stated that this is a great example of how this Council works together to create a win-win situation for the community. COUNCILMAN WEEKLY has worked with the applicant and the community. MR. MORENO accepted all conditions and urged approval.

TODD FARLOW, 240 North Nineteenth Street, pointed out there was significant debate at the Planning Commission on this application and one of the Commissioners urged the applicant to seek a PD rather than a zone change. He submitted a photograph of beautiful landscaping along the Rancho corridor and urged it be continued with this project.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 127 – GPA-1400

MINUTES – Continued:

COUNCILMAN WEEKLY indicated in working through the process, he is very comfortable with resolution reached with the applicant. This will be a project everyone can be proud of within this area.

ROBERT GENZER, Director of Planning and Development, and MARGO WHEELER, Manager of Planning & Development, outlined an agreement was reached regarding the rezoning application and read the added condition into the record regarding a deed restriction prohibiting a list of uses. DEPUTY CITY ATTORNEY SCOTT clarified the City would be placed on the deed so the restriction could not be released without the City's knowledge. MR. MORENO agreed to the added condition subject to the gun club and salvage/reclamation use being permitted as an inside use and prohibited as an outside use. He and COUNCILMAN McDONALD cited American Shooters, on Arville, as an example of an inside gun club. COUNCILMAN WEEKLY confirmed with DEPUTY CITY ATTORNEY SCOTT an application for such an inside use would come before the City Council.

No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

NOTE: All discussion for Item 127 [GPA-1400], Item 128 [ZON-1401] and Item 129 [SDR-1404] took place under Item 127 [GPA-1400]

(4:04 – 4:10)

4-3630/5-1

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

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CONSENT

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DISCUSSION

SUBJECT:

REZONING RELATED TO GPA-1400 - PUBLIC HEARING - **ZON-1401 - RANCHO DECATUR, LIMITED LIABILITY COMPANY** - Request for a Rezoning FROM: C-2 (General Commercial) TO: C-M (Commercial/Industrial) on 48.49 acre adjacent to the northeast corner of Decatur Boulevard and Smoke Ranch Road (APN: 139-18-302-004 and 139-18-403-001), PROPOSED USE: LIGHT COMMERCIAL/ INDUSTRIAL/OFFICE DEVELOPMENT, Ward 5 (Weekly). Staff recommends DENIAL. The Planning Commission (3-2-1 vote) recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

Staff recommends DENIAL. The Planning Commission (3-2-1 vote) recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

WEEKLY – APPROVED subject to conditions and the added condition as follows:

- *The following uses shall be prohibited and a deed restriction to that effect shall be approved by the City Attorney's office and recorded by the applicant. Prohibited uses are: sexually oriented businesses, daily/weekly single-occupancy hotel/motels, boarding/rooming houses, halfway house, homeless shelter, outdoor gun clubs, skeet or target range, towing yard, mining sand, or gravel, excavation, outside salvage or reclamation of products and heavy construction trade yard.*

– UNANIMOUS

NOTE: COUNCILMAN McDONALD disclosed he has known one of the principals, DONNY ANDERS and his family, for many, many years but there is no conflict that would influence his vote.

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

RICHARD MORENO, 300 South Fourth Street, appeared on behalf of the applicant.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 128 – ZON-1401

MINUTES – Continued:

No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

NOTE: All discussion for Item 127 [GPA-1400], Item 128 [ZON-1401] and Item 129 [SDR-1404] took place under Item 127 [GPA-1400]

(4:04 – 4:10)

4-3630/5-1

CONDITIONS:

Planning and Development

1. A General Plan Amendment (GPA-1400) to a LI/R (Light Industrial/Research) land use designation approved by the City Council.
2. A Resolution of Intent with a two-year time limit.
3. A Site Development Plan Review application approved by the Planning Commission or City Council prior to issuance of any permits, any site grading, and all development activity for the site.

Public Works

4. Provide an update to the previously approved Traffic Impact Analysis or submit to the City of Las Vegas a new Traffic Impact Analysis to be approved by the Department of Public Works prior to the issuance of any building or grading permits, or the submittal of any construction drawings. Comply with the recommendations of the approved Traffic Impact Analysis prior to occupancy of the site. The City shall determine area traffic mitigation contribution requirements based upon information provided in the approved Traffic Impact Analysis; such monies shall be contributed prior to the issuance of any permits for this site. The Traffic Impact Analysis shall also include a section addressing Standard Drawings #234.1 #234.2 and #234.3 to determine additional right-of-way requirements for bus turnouts adjacent to this site, if any; dedicate all areas recommended by the approved Traffic Impact Analysis. All additional rights-of-way required by Standard Drawing #201.1 for exclusive right turn lanes and dual left turn lanes shall be dedicated prior to or concurrent with the commencement of on-site development activities unless specifically noted as not required in the approved Traffic Impact Analysis. Phased compliance will be allowed if recommended by the approved Traffic Impact Analysis. No recommendation of the approved Traffic Impact Analysis, nor compliance therewith, shall be deemed to modify or eliminate any condition of approval imposed by the Planning Commission or the City Council on the development of this site.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 128 – ZON-1401

CONDITIONS – Continued:

5. An update to the previously approved Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits or submittal of any construction drawings, whichever may occur first. Provide and improve all drainageways recommended in the approved drainage plan/study. The developer of this site shall be responsible to construct such neighborhood or local drainage facility improvements as are recommended by the approved Drainage Plan/Study concurrent with development of this site. In lieu of constructing improvements, in whole or in part, the developer may agree to contribute monies for the construction of neighborhood or local drainage improvements, the amount of such monies shall be determined by the approved Drainage Plan/Study and shall be contributed prior to the issuance of any building or grading permits, whichever may occur first, if allowed by the City Engineer.
6. Site development to comply with all applicable conditions of approval for the Smoke Ranch Commercial Center (Commercial Subdivision) and all other subsequent site-related actions.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

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CONSENT

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DISCUSSION

SUBJECT:

SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-1400 AND ZON-1401 - PUBLIC HEARING - **SDR-1404 – RANCHO DECATUR, LIMITED LIABILITY COMPANY** – Request for a Site Development Plan Review and a Modification to the planting scheme along the Rancho Drive frontage FOR A PROPOSED COMMERCIAL/INDUSTRIAL DEVELOPMENT on 14.45 acres CONSISTING OF AN 18,500 SQUARE FOOT OFFICE BUILDING on 1.85 acres adjacent to the west side of Rancho Drive, approximately 320 feet south of the Decatur Boulevard intersection (a portion of APN: 139-18-302-001) AND A 166,900 SQUARE FOOT COMMERCIAL/ INDUSTRIAL DEVELOPMENT ON 12.6 ACRES adjacent to the northeast corner of Decatur Boulevard and Smoke Ranch Road (a portion of APN: 139-18-403-001), C-2 (General Commercial) Zone [PROPOSED: C-M (Commercial/Industrial)], Ward 5 (Weekly). Staff recommends DENIAL. The Planning Commission (3-2-1 vote) recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

Staff recommends DENIAL. The Planning Commission (3-2-1 vote) recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

WEEKLY – APPROVED subject to conditions – UNANIMOUS

NOTE: COUNCILMAN McDONALD disclosed that he has known one of the principals, DONNY ANDERS and his family, for many, many years but there is no conflict as that would not influence his vote.

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

RICHARD MORENO, 300 South Fourth Street, appeared on behalf of the applicant.

No one appeared in opposition.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 129 – SDR-1404

MINUTES – Continued:

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

NOTE: All discussion for Item 127 [GPA-1400], Item 128 [ZON-1401] and Item 129 [SDR-1404] took place under Item 127 [GPA-1400]

(4:04 – 4:10)

4-3630/5-1

CONDITIONS:

Planning and Development

1. A General Plan Amendment (GPA-1400) to LI/R (Light Industrial/Research) and a Rezoning [SDR-1401] to a C-M (Commercial/Industrial) Zoning District approved by the City Council.
2. This Site Development Plan Review shall expire two years from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.
3. Approval is limited to the 1.85 site and the 12.6 acre site. Additional development will require separate Site Development Plan Reviews.
4. Landscaping along the Rancho Drive portion of the 1.85 acres site shall be installed in compliance with the submitted landscape plan.
5. The review required by Special Use Permit (U-0059-01) shall be submitted within 30 days from the date of approval for the Site Development Plan Review (SDR-1404).
6. The landscape plan shall be revised and approved by Planning and Development Department staff, prior to the time application is made for a building permit, to reflect minimum 8-foot landscape planter along the proposed east/west private street.
7. All development shall be in conformance with the site plan and building elevations, except as amended by conditions herein.
8. Prior to the submittal of a building permit, the applicant shall meet with Planning and Development Department staff to develop a comprehensive address plan for the subject site. A copy of the approved address plan shall be submitted with any future building permit applications related to the site.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 129 – SDR-1404

CONDITIONS – Continued:

9. Landscaping and a permanent underground sprinkler system shall be installed as required by the Planning Commission or City Council and shall be permanently maintained in a satisfactory manner. [Failure to properly maintain required landscaping and underground sprinkler systems shall be cause for revocation of a business license.]
10. All mechanical equipment, air conditioners and trash areas shall be fully screened in views from the abutting streets
11. Parking lot lighting standards shall be no more than 20 feet in height and shall utilize ‘shoe-box’ fixtures and downward-directed lights. Wallpack lighting shall utilize ‘shoe-box’ fixtures and downward-directed lights on the proposed building. Non-residential property lighting shall be directed away from residential property or screened, and shall not create fugitive lighting on adjacent properties.
12. A Master Sign Plan shall be submitted for approval of the Planning Commission or City Council prior to the issuance of a Certificate of Occupancy for any building on the site.
13. All utility boxes exceeding 27 cubic feet in size shall meet the standards of Municipal Code Section 19.12.050.
14. Any property line wall shall be a decorative block wall, with at least 20 percent contrasting materials. Wall heights shall be measured from the side of the fence with the least vertical exposure above the finished grade, unless otherwise stipulated.
15. A fully operational fire protection system, including fire apparatus roads, fire hydrants and water supply, shall be installed and shall be functioning prior to construction of any combustible structures.
16. All City Code requirements and design standards of all City departments must be satisfied.

Public Works

17. Meet with the Traffic Engineering Representative in Land Development for assistance in the possible redesign of the proposed driveway access, on site circulation and parking lot layout prior to the submittal of any construction plans or the issuance of any permits, whichever may occur first. Driveways shall be designed, located and constructed in accordance with Standard Drawing #222A.
18. All lots must be legally connected to public sewer.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 129 – SDR-1404

CONDITIONS – Continued:

19. Site development to comply with all applicable conditions of approval for the Smoke Ranch Commercial Center (Commercial Subdivision), Zoning Reclassification ZON-1401 and all other subsequent site-related actions.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

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CONSENT

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DISCUSSION

SUBJECT:

GENERAL PLAN AMENDMENT - PUBLIC HEARING - **GPA-1410 - GALTAR, LIMITED LIABILITY COMPANY** - Request to amend a portion of the Centennial Hills Sector Plan FROM: SC (Service Commercial) TO: GC (General Commercial) on 1.04 acres adjacent to the east side of Rancho Drive, approximately 1,600 feet south of Lone Mountain Road (APN: 138-02-102-009), Ward 6 (Mack). The Planning Commission (6-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

The Planning Commission (6-0 vote) and staff recommend APPROVAL.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application - Not Applicable
3. Staff Report

MOTION:

MACK – APPROVED – UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

ATTORNEY ADRIAN JONES, Jones and Greenwald, 4815 West Russell Road, appeared on behalf of the applicant and concurred with the conditions.

TODD FARLOW, 240 North Nineteenth Street, encouraged the applicant to continue the landscaping previously shown along the Rancho corridor.

COUNCILMAN MACK noted this is a deep, narrow parcel that is difficult to develop as a stand-alone project. He supported adding this to the previously approved plan.

No one appeared in opposition.

There was no further discussion.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 130 – GPA-1410

MINUTES – Continued:

MAYOR GOODMAN declared the Public Hearing closed.

NOTE: All discussion for Item 130 [GPA-1410], Item 131 [ZON-1411] and Item 132 [SDR-1413] took place under Item 130 [GPA-1410]

(4:10 – 4:13)

5-189

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

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CONSENT

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DISCUSSION

SUBJECT:

REZONING RELATED TO GPA-1410 - PUBLIC HEARING - **ZON-1411 - GALTAR, LIMITED LIABILITY COMPANY** - Request for a Rezoning FROM: R-E (Residence Estates) TO: C-2 (General Commercial) on 1.04 acres adjacent to the east side of Rancho Drive, approximately 1,600 feet south of Lone Mountain Road (APN: 138-02-102-009), PROPOSED USE: USED AUTO SALES, Ward 6 (Mack). The Planning Commission (6-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

The Planning Commission (6-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

MAC K – APPROVED subject to conditions – UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

ATTORNEY ADRIAN JONES, Jones and Greenwald, 4815 West Russell Road, appeared on behalf of the applicant and concurred with the conditions.

No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

NOTE: All discussion for Item 130 [GPA-1410], Item 131 [ZON-1411] and Item 132 [SDR-1413] took place under Item 130 [GPA-1410]

(4:10 – 4:13)

5-189

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 131 – ZON-1411

CONDITIONS:

Planning and Development

1. A General Plan Amendment (GPA-1410) to a GC (General Commercial) land use designation approved by the City Council.
2. A Resolution of Intent with a two-year time limit.
3. A Site Development Plan Review application approved by the Planning Commission or City Council prior to issuance of any permits, any site grading, and all development activity for the site.

Public Works

4. Construct all incomplete half-street improvements on Rancho Drive adjacent to this site concurrent with development of this site. Install all appurtenant underground facilities, if any, adjacent to this site needed for the future traffic signal system concurrent with development of this site. All existing paving damaged or removed by this development shall be restored at its original location and to its original width concurrent with development of this site.
5. A Traffic Impact Analysis must be submitted to and approved by the Nevada Department of Transportation and a copy submitted for review to the Department of Public Works prior to the issuance of any building or grading permits. Include a section addressing the test drive patterns proposed for this site. Comply with the recommendations of the approved Traffic Impact Analysis prior to occupancy of the site. The City shall determine traffic signal contribution requirements based upon information provided in the approved Traffic Impact Analysis; such monies shall be contributed prior to the issuance of any for this site. The Traffic Impact Analysis shall also include a section addressing Standard Drawings #234.1 and #234.2 to determine additional right-of-way requirements adjacent to this site, if any; dedicate all areas recommended by the approved Traffic Impact Analysis. All additional rights-of-way required by Standard Drawing #201.1 shall be dedicated prior to or concurrent with the commencement of on-site development activities unless specifically noted as not required in the approved Traffic Impact Analysis. If additional rights-of-way are not required and Traffic Control devices are or may be proposed at this site outside of the public right-of-way, all necessary easements for the location and/or access of such devices shall be granted prior to the issuance of permits for this site. Phased compliance will be allowed if recommended by the approved Traffic Impact Analysis. No recommendation of the approved Traffic Impact Analysis, nor compliance therewith, shall be deemed to modify or eliminate any condition of approval imposed by the Planning Commission or the City Council on the development of this site.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 131 – ZON-1411

CONDITIONS – Continued:

Alternatively, in lieu of a Traffic Impact Analysis, the applicant may participate in a reasonable alternative mutually acceptable to the applicant and the Department of Public Works.

6. Landscape and maintain all unimproved rights-of-way on Rancho Drive adjacent to this site.
7. Submit an application for an Occupancy Permit for all landscaping and private improvements (driveways) in the Rancho Drive public right-of-way adjacent to this site prior to the issuance of any permits.
8. The submitted Drainage Plan and Technical Drainage Study must be approved by the Department of Public Works prior to the issuance of any building permits for this site.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

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CONSENT

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DISCUSSION

SUBJECT:

SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-1410 AND ZON-1411 - PUBLIC HEARING - **SDR-1413 - GALTAR, LIMITED LIABILITY COMPANY** - Request for a Site Development Plan Review and a Waiver of the Required Parking Lot Finger Islands FOR AN ADDITION TO AN APPROVED USED VEHICLE SALES LOT on 4.14 acres adjacent to the east side of Rancho Drive, approximately 1,600 feet south of Lone Mountain Road (APN: 138-02-102-007 and 009), R-E (Residence Estates) Zone [PROPOSED: C-2 (General Commercial)], Ward 6 (Mack). The Planning Commission (6-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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RECOMMENDATION:

The Planning Commission (6-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

MACK – APPROVED subject to conditions – UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

ATTORNEY ADRIAN JONES, Jones and Greenwald, 4815 West Russell Road, appeared on behalf of the applicant and concurred with the conditions.

No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

NOTE: All discussion for Item 130 [GPA-1410], Item 131 [ZON-1411] and Item 132 [SDR-1413] took place under Item 130 [GPA-1410]

(4:10 – 4:13)

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 132 – SDR-1413

CONDITIONS:

Planning and Development

1. A General Plan Amendment (GPA-1410) to a GC (General Commercial) land use designation and a Rezoning (ZON-1411) to a C-2 (General Commercial) Zoning District approved by the City Council.
2. The landscape plan shall be revised to provide the minimum number of 24 inch box trees around the perimeter of the site and a minimum of one 5 foot wide landscape planter finger for every six spaces in the customer parking area. The revised plan shall be submitted to Planning Staff for review and approval prior to the approval of any permits for this site.
3. The proposed trash enclosure shall be covered as required by the Commercial Development Standards.
4. An Administrative Site Development Plan Review for the eastern portion of the site labeled, as future expansion shall be approved prior to the approval of any permits for this portion of the site.
5. Pursuant to Las Vegas Zoning Code Section 19.14, for any non residential site larger than 2.5 acres, a Master Sign Plan shall be submitted and approved before any on-premise signage may be installed on this site
6. This Site Development Plan Review shall expire two years from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.
7. All development shall be in conformance with the site plan and building elevations, except as amended by conditions herein.
8. A Multi-Use Non-Equestrian Trail shall be constructed along the Rancho Drive frontage as required by Map Number 2 of the Interlocal Joint Use Planning Area Trails map.
9. Landscaping and a permanent underground sprinkler system shall be installed as required by the Planning Commission or City Council and shall be permanently maintained in a satisfactory manner. [Failure to properly maintain required landscaping and underground sprinkler systems shall be cause for revocation of a business license.]
10. A landscaping plan must be submitted prior to or at the same time application is made for a building permit.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 132 – SDR-1413

CONDITIONS – Continued:

11. Approval of and conformance to the Conditions of Approval for General Plan Amendment GPA-1410 and Rezoning ZON-1411. Conformance to all applicable Conditions of Approval for Rezoning Z-0049-02, Site Development Plan Review Z-0049-02(1) and Special Use Permit U-0076-02.

Public Works

12. Meet with the Traffic Engineering Representative in Land Development for assistance in the possible redesign of the proposed driveway access, on site circulation and parking lot layout prior to the submittal of any construction plans or the issuance of any permits, whichever may occur first. Driveways shall be designed, located and constructed in accordance with Standard Drawing #222A and shall also meet Nevada Department of Transportation (NDOT) standards.
13. Loading or unloading of vehicles shall be done on-site only, there shall be no vehicles or transports allowed to park within the public right-of-way along Rancho Drive for either display or delivery purposes.
14. Site development to comply with all applicable conditions of approval for Zoning Reclassification ZON-1411 and all other subsequent site-related actions.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PLANNING & DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

GENERAL PLAN AMENDMENT - PUBLIC HEARING - **GPA-1414 - KARIM AFSHAR FAMILY ON BEHALF OF AMERICAN PREMIERE HOMES** - Request to amend a portion of the Centennial Hills Sector Plan FROM: DR (Desert Rural Density) TO: R (Rural Density Residential) on 38 acres adjacent to the northeast corner of Jones Boulevard and Gilbert Lane (APN: 125-01-301-001, 002, and 007), Ward 6 (Mack). The Planning Commission (6-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

The Planning Commission (6-0 vote) and staff recommend APPROVAL.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application - Not Applicable
3. Staff Report

MOTION:

REESE – Motion to STRIKE Item 92 [9999 Doolittle/Lexington], to Accept the WITHDRAWAL WITHOUT PREJUDICE of Item 122 [GPA-1425], and to HOLD IN ABEYANCE Item 100 [SDR-1418], Item 101 [MSP-1409], Item 103 [VAC-1197], Item 116 [ZON-1025], Item 117 [SDR-1026], Item 133 [GPA-1414], Item 134 [ZON-1426], and Item 135 [SDR-1421] to 3/5/2003 and Item 123 [GPA-0035-02] and Item 124 [Z-0081-02] to 3/19/2003 – UNANIMOUS with M. McDONALD abstaining on Item 101 [MSP-1409] in an abundance of caution since his legal representative may also be involved in litigation regarding the property involved with that item

MINUTES:

There was no related discussion.

(1:06 – 1:12)

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

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CONSENT

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DISCUSSION

SUBJECT:

REZONING RELATED TO GPA-1414 - PUBLIC HEARING - **ZON-1426 - KARIM AFSHAR FAMILY ON BEHALF OF AMERICAN PREMIERE HOMES** - Request for a Rezoning FROM: R-E (Residence Estates) TO: R-PD3 (Residential Planned Development - 3 Units Per Acre) of 38 acres adjacent to the northeast corner of Jones Boulevard and Gilbert Lane (APN: 125-01-301-001, 002, 007), PROPOSED USE: SINGLE FAMILY RESIDENTIAL DEVELOPMENT, Ward 6 (Mack). The Planning Commission (6-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

The Planning Commission (6-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

REESE – Motion to STRIKE Item 92 [9999 Doolittle/Lexington], to Accept the WITHDRAWAL WITHOUT PREJUDICE of Item 122 [GPA-1425], and to HOLD IN ABEYANCE Item 100 [SDR-1418], Item 101 [MSP-1409], Item 103 [VAC-1197], Item 116 [ZON-1025], Item 117 [SDR-1026], Item 133 [GPA-1414], Item 134 [ZON-1426], and Item 135 [SDR-1421] to 3/5/2003 and Item 123 [GPA-0035-02] and Item 124 [Z-0081-02] to 3/19/2003 – UNANIMOUS with M. McDONALD abstaining on Item 101 [MSP-1409] in an abundance of caution since his legal representative may also be involved in litigation regarding the property involved with that item

MINUTES:

There was no related discussion.

(1:06 – 1:12)

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PLANNING & DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-1414 AND ZON-1426 - PUBLIC HEARING - **SDR-1421 - KARIM AFSHAR FAMILY ON BEHALF OF AMERICAN PREMIERE HOMES** - Request, Ward 6 (Mack). The Planning Commission (6-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

The Planning Commission (6-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

REESE – Motion to STRIKE Item 92 [9999 Doolittle/Lexington], to Accept the WITHDRAWAL WITHOUT PREJUDICE of Item 122 [GPA-1425], and to HOLD IN ABEYANCE Item 100 [SDR-1418], Item 101 [MSP-1409], Item 103 [VAC-1197], Item 116 [ZON-1025], Item 117 [SDR-1026], Item 133 [GPA-1414], Item 134 [ZON-1426], and Item 135 [SDR-1421] to 3/5/2003 and Item 123 [GPA-0035-02] and Item 124 [Z-0081-02] to 3/19/2003 – UNANIMOUS with M. McDONALD abstaining on Item 101 [MSP-1409] in an abundance of caution since his legal representative may also be involved in litigation regarding the property involved with that item

MINUTES:

There was no related discussion.

(1:06 – 1:12)

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☐

CONSENT

☒

DISCUSSION

SUBJECT:

GENERAL PLAN AMENDMENT - PUBLIC HEARING - GPA-1417 - NV CENTRAL, LIMITED LIABILITY COMPANY, ET AL ON BEHALF OF KB HOME NEVADA, INC.
- Request to amend a portion of the Centennial Hills Sector Plan FROM: SC-TC (Service Commercial - Town Center) TO: M-TC (Medium Density Residential - Town Center) on 10.3 acres adjacent to the southeast corner of Fort Apache Road and Severance Lane (APN: 125-17-401-001), Ward 6 (Mack). The Planning Commission (5-0-2 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

The Planning Commission (5-0-2 vote) and staff recommend APPROVAL.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application - Not Applicable
3. Staff Report

MOTION:

MACK – APPROVED – UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

ATTORNEY JENNIFER LAZOVICH, 3880 Howard Hughes Parkway, appeared on behalf of the applicant and concurred with the conditions, including the amendment to be requested by City staff.

MARGO WHEELER, Manager of Planning & Development, read into the record the amendment of Condition 8 for SDR-1420. COUNCILMAN MACK pointed out the parcel has residential on two sides and a school site on the third side. The density at this location is reasonable.

No one appeared in opposition.

There was no further discussion.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 136 – GPA-1417

MINUTES – Continued:

MAYOR GOODMAN declared the Public Hearing closed.

NOTE: All discussion for Item 136 [GPA-1417] and Item 137 [SDR-1420] took place under Item 136 [GPA-1417]

(4:13 – 4:15)
5-273

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☐

CONSENT

☒

DISCUSSION

SUBJECT:

SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-1417 - PUBLIC HEARING - **SDR-1420 - NV CENTRAL, LIMITED LIABILITY COMPANY, ET AL ON BEHALF OF KB HOME NEVADA, INC.** - Request for a Site Development Plan Review FOR A 129-UNIT MULTI-FAMILY DEVELOPMENT on 10.3 acres adjacent to the southeast corner of Fort Apache Road and Severance Lane (APN: 125-17-401-001), TC (Town Center) Zone, Ward 6 (Mack). The Planning Commission (5-0-2 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

The Planning Commission (5-0-2 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

MACK – APPROVED subject to conditions and amending Condition 8 to read:

8. **Design of the perimeter wall along Severance Lane and Dapple Gray Avenue shall conform to Figure 28 of the Town Center Development Standards or *Figure 28A if privacy is an issue as determined by the Planning and Development Department.***

– UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

ATTORNEY JENNIFER LAZOVICH, 3880 Howard Hughes Parkway, appeared on behalf of the applicant and concurred with the conditions, including the amendment to be requested by City staff.

MARGO WHEELER, Manager of Planning & Development, read into the record the amendment of Condition #8 for SDR-1420. COUNCILMAN MACK pointed out the parcel has residential on two sides and a school site on the third side. The density at this location is reasonable.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 137 – SDR-1420

MINUTES – Continued:

No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

NOTE: All discussion for Item 136 [GPA-1417] and Item 137 [SDR-1420] took place under Item 136 [GPA-1417]

(4:13 – 4:15)

5-273

CONDITIONS:

Planning and Development

1. Approval of Special Use Permit (SUP-1422) to permit a gated community with private streets on this site or submittal of a revised site plan, prior to submittal of the tentative map, to the Planning and Development Department for review and approval showing the development conformance to the requirements for a non-gated development in Town Center.
2. The site plan shall be revised to show Dapple Gray Avenue with the size of right-of-way, amenity zone, and sidewalk as determined by the Department of Public Works and the Planning and Development Department prior to submittal of the Tentative Map.
3. A pedestrian access gate shall be added onto the Severance Lane frontage near the tot lot and onto the Dapple Gray Avenue frontage between buildings 10 and 11 as shown on the approved site plan.
4. The subdivision entry from Fort Apache Road shall conform to figure 32 and figure 33 of the Town Center Development Standards Manual except for modifications required by Public Works for a gated entrance.
5. All plantings within the amenity zones shall adhere to Town Center Standards. A revised landscape plan shall be submitted and approved by the Planning and Development Department prior to the time application is made for a building permit, to reflect the correct planting within the amenity zones per the Town Center standards.
6. A Primary Arterial Trail, consisting of a 2.5 foot amenity zone and a 5-foot sidewalk, shall be constructed along the Fort Apache Road frontage.
7. All sidewalk patterns and street corners shall conform to the Town Center Development Standards for Special Pavement and Sidewalk Treatment.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 137 – SDR-1420

CONDITIONS – Continued:

8. Design of the perimeter wall along Severance Lane and Dapple Gray Avenue shall conform to Figure 28 of the Town Center Development Standards.
9. Design of the perimeter wall along Fort Apache Road shall conform to Figure 28 or Figure 28A of the Town Center Development Standards.
10. The setbacks for this development shall be 15-feet along the perimeter of the site (i.e. Fort Apache Road, Severance Lane, Dapple Gray Avenue frontages, and along the southern boundary), and 10-feet minimum between the buildings.
11. The maximum building height allowed shall not exceed 2 stories or 35 feet, whichever is less.
12. This Site Development Plan Review shall expire two years from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.
13. Landscaping and a permanent underground sprinkler system shall be installed as required by the Planning Commission or City Council and shall be permanently maintained in a satisfactory manner.
14. Air conditioning units shall not be mounted on rooftops.
15. All utility boxes exceeding 27 cubic feet in size shall meet the standards of Municipal Code Section 19.12.050.
16. A fully operational fire protection system, including fire apparatus roads, fire hydrants and water supply, shall be installed and shall be functioning prior to construction of any combustible structures.
17. All City Code requirements and design standards of all City departments must be satisfied.
18. All development shall be in conformance with the site plan and building elevations, except as amended by conditions herein.

Public Works

19. Dedicate 50 feet of right-of-way adjacent to this site for Fort Apache Road, 40 feet for Severance Lane, 35 feet for Dapple Gray, a 25 foot radius at the southeast corner of Fort Apache Road and Severance Lane and a 15 foot radius on the southwest corner of Severance Lane and Dapple Gray prior to the issuance of any permits.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 137 – SDR-1420

CONDITIONS – Continued:

20. Construct half-street improvements including appropriate overpaving (if legally able) and the center median on Fort Apache Road. Construct half-street improvements including appropriate overpaving (if legally able) on Severance Lane and Dapple Gray adjacent to this site concurrent with development of this site. Install all appurtenant underground facilities, if any, adjacent to this site needed for the future traffic signal system concurrent with development of this site. All improvements shall meet Town Center Standards, coordinate requirements for Dapple Gray with Planning and Development and the Department of Public Works. The final requirements for Dapple Gray Avenue shall be determined on the Tentative Map.
21. Provide a paved legal access per Clark County Area Standard Drawing #209 to this site concurrent with development of this site.
22. Provide public sewer easements for all public sewers not located within existing public street right-of-way prior to the issuance of any permits as required by the Department of Public Works. Improvement Drawings submitted to the City for review shall not be approved for construction until all required public sewer easements necessary to connect this site to the existing public sewer system have been granted to the City.
23. Meet with the Traffic Engineering Representative in Land Development for assistance in the possible redesign of the proposed driveway access and on site circulation prior to the submittal of any construction plans or the issuance of any permits, whichever may occur first. Gated access entries, if proposed, shall be designed, located and constructed in accordance with Standard Drawing #222A.
24. A Master Streetlight Plan of public street lights shall be submitted and approved by the Department of Public Works prior to the submittal of any construction drawings for this site.
25. A Homeowner's Association shall be established to maintain all perimeter walls, private roadways, landscaping and common areas created with this development. All landscaping shall be situated and maintained so as to not create sight visibility obstructions for vehicular traffic at all development access drives and abutting street intersections.
26. Meet with the Fire Protection Engineering Section of the Department of Fire Services prior to submittal of a Tentative Map for this site. The design and layout of all onsite private circulation and access drives shall meet the approval of the Department of Fire Services.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 137 – SDR-1420

CONDITIONS – Continued:

27. A Traffic Impact Analysis must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Map subdividing this site. Comply with the recommendations of the approved Traffic Impact Analysis prior to occupancy of the site. The City shall determine area traffic mitigation contribution requirements based upon information provided in the approved Traffic Impact Analysis; such monies shall be contributed prior to the issuance of any permits for or the recordation of a Map subdividing this site. The Traffic Impact Analysis shall also include a section addressing Standard Drawings #234.1 #234.2 and #234.3 to determine additional right-of-way requirements for bus turnouts adjacent to this site, if any; dedicate all areas recommended by the approved Traffic Impact Analysis. All additional rights-of-way required by Standard Drawing #201.1 for exclusive right turn lanes and dual left turn lanes shall be dedicated prior to or concurrent with the commencement of on-site development activities unless specifically noted as not required in the approved Traffic Impact Analysis. If additional rights-of-way are not required and Traffic Control devices are or may be proposed at this site outside of the public right-of-way, all necessary easements for the location and/or access of such devices shall be granted prior to the issuance of permits for this site. Phased compliance will be allowed if recommended by the approved Traffic Impact Analysis. No recommendation of the approved Traffic Impact Analysis, nor compliance therewith, shall be deemed to modify or eliminate any condition of approval imposed by the Planning Commission or the City Council on the development of this site.

Alternatively, in lieu of a Traffic Impact Analysis, the applicant may participate in a reasonable alternative mutually acceptable to the applicant and the Department of Public Works.

28. A Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Map subdividing this site, whichever may occur first. Provide and improve all drainageways recommended in the approved drainage plan/study. The developer of this site shall be responsible to construct such neighborhood or local drainage facility improvements as are recommended by the City of Las Vegas Neighborhood Drainage Studies and approved Drainage Plan/Study concurrent with development of this site. In lieu of constructing improvements, in whole or in part, the developer may agree to contribute monies for the construction of neighborhood or local drainage improvements, the amount of such monies shall be determined by the approved Drainage Plan/Study and shall be contributed prior to the issuance of any building or grading permits, or the recordation of a Map subdividing this site, whichever may occur first, if allowed by the City Engineer.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 137 – SDR-1420

CONDITIONS – Continued:

29. The final layout of the subdivision shall be determined at the time of approval of the Tentative Map.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT

CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☐

CONSENT

☒

DISCUSSION

SUBJECT:

NOT TO BE HEARD BEFORE 4:00 P.M. - PUBLIC HEARING - SITE DEVELOPMENT PLAN REVIEW - **SDR-1395 - BECKER TRUST COMPANY, ET AL ON BEHALF OF WL HOMES, LIMITED LIABILITY COMPANY** - Request for a Site Development Plan Review FOR A PROPOSED 565-LOT SINGLE FAMILY RESIDENTIAL DEVELOPMENT on 226.80 acres adjacent to the east and west sides of Durango Drive, between Log Cabin Way and Moccasin Road (APN: 125-04-001-001, 002, 003, 005 through 008 and 125-05-604-047), R-E (Residence Estates) under Resolution of Intent to R-PD2 (Residential Planned Development - 2 Units Per Acre) Zone, Ward 6 (Mack). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

2

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0

RECOMMENDATION:

The Planning Commission (6-0-1 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

MACK – APPROVED subject to conditions and adding the following condition:

- *Developer shall apply for a review of Condition 22 of the original zone change, Z-1-99, regarding construction access prior to approval of the tentative map*

and amending Conditions 6, 15, 16 and 17 to read as follows:

6. The maximum building height shall be 2 stories or 35 feet, whichever is less, *except the southernmost and westernmost properties of Phase 6 shall be limited to single-story.*
15. The developer of this site, prior to submittal of a Tentative Map for this site, shall provide a plan for approval by the City Engineer identifying the final alignment for Moccasin Road adjacent to the north edge of this site in accordance with the general alignment identified in the City's Master Plan of Streets and Highways. The plan shall identify the final alignment and dedication requirements for each parcel affected by this plan. Appropriate access easements to provide access to parcels located north of the Moccasin Road alignment adjacent to this site shall be granted/obtained in conjunction with development of this site.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 138 – SDR-1395

MOTION – Continued:

16. Dedicate or obtain dedication of appropriate right-of-way for the full 100 foot width, as shown on the approved plan, of Moccasin Road adjacent to this site. Also dedicate 100 feet of right-of-way through this site for Durango Drive and a 54 foot radius at the southeast corner of Durango Drive and Moccasin Road. Additional rights-of-way for Standard Drawings #201.1 and #234.1 may be required if recommended by the updated Traffic Impact Analysis.
17. Construct appropriate half-street improvements, including appropriate overpaving where necessary and legally able, on Durango Drive and Moccasin Road adjacent to this site concurrent with development of this site. Install all appurtenant underground facilities, if any, adjacent to this site needed for the future traffic signal system concurrent with development of this site. All existing paving damaged or removed by this development shall be restored at its original location and to its original width concurrent with development of this site.

– UNANIMOUS

MINUTES:

NOTE: A Verbatim Transcript is made a part of the Final Minutes.

MAYOR GOODMAN declared the Public Hearing open.

APPEARANCES:

ATTORNEY TOM AMICK, Kummer Kaempfer Bonner & Renshaw, 3800 Howard Hughes Parkway, 7th Floor

TODD FARLOW, 240 North Nineteenth Street

DON WHITE, 8500 Log Cabin Way

LOUISE RUSKAMP, 8500 Lob Cabin Way

DEPUTY CITY ATTORNEY BRYAN SCOTT

TOM McGOWAN, citizen of Las Vegas

PAUL KENNER, 4435 South Jones Boulevard

BART ANDERSON, Public Works

MARGO WHEELER, Manager of Planning & Development Department

MAYOR GOODMAN declared the Public Hearing closed.

(4:13 – 4:41)

5-357

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 138 – SDR-1395

CONDITIONS:

Planning and Development

1. This Site Development Plan Review shall expire two years from the date of final approval unless it is exercised or an Extension of Time is granted by the City Council.
2. All development shall be in conformance with the site plan and building elevations, except as amended by conditions herein.
3. The Tentative Map(s) shall depict the required 20-foot wide Multi-Use Trail along the east side of the Durango Drive frontage and the south side of the Moccasin Road Frontage in accordance with Map two of the Interlocal Joint Use Planning Area Trails Map of the Master Plan.
4. The setbacks for (phases 1 - 5) as shown on the submitted site plan shall be a minimum of 18 feet to the front of the house, 20 feet to the front of the garage as measured from back of sidewalk or from back of curb if no sidewalk is provided, 5 feet on the side, 10 feet on the corner side, and 15 feet in the rear.
5. The setbacks for (phase 6) as shown on the submitted site plan shall be a minimum of 30 feet to the front of the house and garage as measured from back of sidewalk or from back of curb if no sidewalk is provided, 10 feet on the side, 15 feet on the corner side, and 35 feet in the rear.
6. The maximum building height shall be 2 stories or 35 feet, whichever is less.
7. Landscaping and a permanent underground sprinkler system shall be installed as required by the Planning Commission or City Council and shall be permanently maintained in a satisfactory manner.
8. A landscaping plan must be submitted prior to or at the same time application is made for a building permit.
9. Air conditioning units shall not be mounted on rooftops.
10. All utility boxes exceeding 27 cubic feet in size shall meet the standards of Municipal Code Section 19.12.050.
11. Any property line wall shall be a decorative block wall, with at least 20 percent contrasting materials. Wall heights shall be measured from the side of the fence with the least vertical exposure above the finished grade, unless otherwise stipulated.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 138 – SDR-1395

CONDITIONS - Continued:

12. A fully operational fire protection system, including fire apparatus roads, fire hydrants and water supply, shall be installed and shall be functioning prior to construction of any combustible structures.
13. All City Code requirements and design standards of all City departments must be satisfied.
14. Site development to comply with all applicable conditions of approval for Zoning Reclassifications Z-0001-99 and Z-0009-99 and all other site-related actions.

Public Works

15. The developer of this site, prior to submittal of a Tentative Map for this site, shall provide a plan for approval by the City Engineer identifying the final alignment for Moccasin Road adjacent to the north edge of this site in accordance with the general alignment identified in the City's Master Plan of Streets and Highways. The plan shall identify the final alignment and dedication requirements for each parcel affected by this plan. Appropriate access easements to provide access to parcels located north of the Moccasin Road alignment adjacent to this site shall be granted/obtained in conjunction with development of this site. In addition, the plan shall address the roadway requirements for Log Cabin Way adjacent to this site, and shall provide appropriate dedication and construction of such unless otherwise allowed by the City Engineer.
16. Dedicate or obtain dedication of appropriate right-of-way for the full 100 foot width, as shown on the approved plan, of Moccasin Road adjacent to this site. Also dedicate 100 feet of right-of-way through this site for Durango Drive and a 54 foot radius at the southeast corner of Durango Drive and Moccasin Road. Also, unless otherwise allowed by the City Engineer, dedicate 40 feet of right-of-way for Log Cabin Way adjacent to this site and a 54 foot radii on the northwest and northeast corners of Log Cabin Way and Durango Drive. Additional rights-of-way for Standard Drawings #201.1 and #234.1 may be required if recommended by the updated Traffic Impact Analysis.
17. Construct appropriate half-street improvements, including appropriate overpaving where necessary and legally able, on Durango Drive and Moccasin Road adjacent to this site concurrent with development of this site. In addition, unless otherwise allowed by the City Engineer, construct half-street improvements including appropriate overpaving if legally able on Log Cabin Way adjacent to this site. Install all appurtenant underground facilities, if any, adjacent to this site needed for the future traffic signal system concurrent with development of this site. All existing paving damaged or removed by this development shall be restored at its original location and to its original width concurrent with development of this site.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 138 – SDR-1395

CONDITIONS - Continued:

18. Access paving and construction access requirements on Durango Drive and Moccasin Road shall be in accordance with Zoning Actions Z-1-99 and Z-9-99, unless superseded by subsequent actions.
19. Original Condition #28 of Z-1-99 dated May 21, 1999 shall be revised to read; Provide a sewer plan, including sewer easements and right-of-way dedications, required for development of this overall site that is acceptable to the City Engineer prior to the submittal of any public sewer construction drawings as required by the Department of Public Works. If a gravity flow connection cannot be provided westward and southward to Buffalo Drive, a lift station meeting public standards may be required. All required public sewer easements necessary to connect this site to the existing public sewer system shall be provided to the City prior to City approval of sewer construction plans, or the issuance of any offsite permits.
20. Meet with the Traffic Engineering Representative in Land Development for assistance in the possible redesign of the proposed driveway access and on site circulation prior to the submittal of any construction plans or the issuance of any permits, whichever may occur first. Gated access entries, if proposed, shall be designed, located and constructed in accordance with Standard Drawing #222A.
21. An update to the approved Traffic Impact Analysis must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Map subdividing this site. Comply with the recommendations of the approved update Analysis prior to occupancy of the site.
22. A Master Streetlight Plan of public street lights shall be submitted and approved by the Department of Public Works prior to the submittal of any construction drawings for this site.
23. A Homeowner's Association shall be established to maintain all perimeter walls, private roadways, landscaping and common areas created with this development. All landscaping shall be situated and maintained so as to not create sight visibility obstructions for vehicular traffic at all development access drives and abutting street intersections.
24. Meet with the Fire Protection Engineering Section of the Department of Fire Services prior to submittal of a Tentative Map for this site. The design and layout of all onsite private circulation and access drives shall meet the approval of the Department of Fire Services.

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Planning & Development Department
Item 138 – SDR-1395

CONDITIONS - Continued:

25. A Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Map subdividing this site, whichever may occur first. Provide and improve all drainageways recommended in the approved drainage plan/study. The developer of this site shall be responsible to construct such neighborhood or local drainage facility improvements as are recommended by the City of Las Vegas Neighborhood Drainage Studies and approved Drainage Plan/Study concurrent with development of this site. In lieu of constructing improvements, in whole or in part, the developer may agree to contribute monies for the construction of neighborhood or local drainage improvements, the amount of such monies shall be determined by the approved Drainage Plan/Study and shall be contributed prior to the issuance of any building or grading permits, or the recordation of a Map subdividing this site, whichever may occur first, if allowed by the City Engineer.
26. Site development to comply with all applicable conditions of approval for Zoning Reclassification Z-0001-99, Z-0009-99, and all other subsequent site-related actions.
27. The final layout of the subdivision shall be determined at the time of approval of the Tentative Map.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: CITY CLERK

DIRECTOR: BARBARA JO (RONI) RONEMUS ☐ **CONSENT** ☐ **DISCUSSION**

SUBJECT:

SET DATE ON ANY APPEALS FILED OR REQUIRED PUBLIC HEARINGS FROM THE CITY PLANNING COMMISSION MEETINGS, CENTENNIAL HILLS ARCHITECTURAL REVIEW COMMITTEE AND DANGEROUS BUILDING OR NUISANCE/LITTER ABATEMENTS

DB 225 W. Chicago Avenue, DB 210 W. New York Avenue, DB 868 Hart Avenue, DB 6308 Anza Lane, NL 925 Melrose – 3/5/2003 AGENDA

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

DEPARTMENT: CITY CLERK

DIRECTOR: BARBARA JO (RONI) RONEMUS ☐ **CONSENT** ☐ **DISCUSSION**

SUBJECT:

ADDENDUM:

None.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: FEBRUARY 19, 2003

CITIZENS PARTICIPATION:

Items raised under this portion of the City Council Agenda cannot be deliberated or acted upon until the notice provisions of the Open Meeting Law have been met. If you wish to speak on a matter not listed on the agenda, please step up to the podium and clearly state your name and address. In consideration of others, avoid repetition, and limit your comments to no more than three (3) minutes. To ensure all persons equal opportunity to speak, each subject matter will be limited to ten (10) minutes.

MINUTES:

DOROTHY BARNES protested that illegal aliens are being hired to hurt the Black community. There are still Jim Crow laws being practiced in secret. Further, allowing people in so easily adds to the terrorism problem. The space program focuses money away from the homeless. The homeless are used to sponsor illegal drug activity and efforts are made to recruit the homeless for prostitution. Women would rather do that than live in poverty or be homeless.

(4:41 – 4:45)

5-1320

FRANK PERNA, County resident, appeared in support of the God In Me Ministry. This is a homeless organization providing housing for 70 people, including veterans, but does not receive any public financing. In its 14 years, the organization has helped an average of 600 individuals each year. The City must find a compassionate answer for homelessness and should help the Ministry become compliant with zoning requirements. Eviction does not serve the community, which will then be responsible for the existing 70 people and all the others the Ministry would help through the year.

(4:45 – 4:47)

5-1470

BROTHER DAVID BREWER, 1420 West Bartlett, spoke as a homeless advocate and neighbor of the God In Me Ministry. He discussed with MAYOR GOODMAN that there are discussions by the Council and City Departments regarding the status of the Ministry. BROTHER BREWER pointed out that the Ministry has actually be working in the community for 26 years, 14 at this location. One complaint does not negate all the good they have done. He urged the City to hold a public hearing to give those in support of the organization an opportunity to speak on the benefits to the community by having the Ministry in the neighborhood and citing specific positive examples of those benefits.

(4:47 – 4:50)

5-1500

City of Las Vegas

CITY COUNCIL MEETING OF FEBRUARY 19, 2003 Citizens Participation

MINUTES - Continued:

PATRICK THOMPSON, 4792 Cerritos, indicated that he is a 30-year resident who lost his home 5 years ago and was assisted by God In Me Ministry to recover from drugs and alcohol. At that time, this was the only place he could go and he urged to the Council to let the organization continue to operate.

(4:50)

5-1640

CHRIS CHRISTOFF, 335 West Cincinniti, stressed his concern with the homeless situation but directed the Council's attention to the Veterans Administration brief from Washington D.C. This was an item on the last Council agenda, but unfortunately veterans issues and rights are being whitewashed and passed over. Washington is not protecting them. The trust the veterans have in the government is being destroyed and local representatives must come forward to protect them. He submitted the brief for the record.

(4:50 – 4:54)

5-1660

TOM McGOWAN, resident of Las Vegas and mayoral candidate, protested the ongoing injustice taking place in Las Vegas because it is politically expedient at the taxpayers' expense and unwitting compliance. He summarized the ethic heritage of the existing Council who claim to be acting under color of law as they physically expelled a senior, disabled veteran from an open, public meeting for attempt to exercise his constitutional and statutory right to speak. After all the disadvantage persons have been gotten rid of, the question remains who will be next? The answer is, those who turned a blind eye to the injustice. The residents of Las Vegas should stand united against discrimination and demand changes to make the world, State and City better by way of their vote. He submitted written comments for the record.

(4:54 – 4:58)

5-1820

STEVEN DEMPSEY discussed with MAYOR GOODMAN the quote given earlier in the meeting under Item 138. He protested that both France and Germany are selling mobile, chemical and biological manufacturing vehicles to Iraq. Their requests for delays is to enable them to destroy the paper trail of those sales. He stated that COUNCILMAN BROWN should remember that people own their property and the Council should not steal it. As to a show-cause hearing on the Crazy Horse, he pointed out that the facts should be checked out rather than taken on faith. He presented a comparison between the Crazy Horse, the Olympic Gardens and the Kings Market as to police reports and calls.

(4:58 – 5:03)

5-1980

City of Las Vegas

CITY COUNCIL MEETING OF FEBRUARY 19, 2003 Citizens Participation

MINUTES - Continued:

PATRICIA MARTINELLI PRICE, homeless advocate, summarized a meeting of Native American leaders throughout the United States and Canada. As a homeless advocate, she stressed that the people are mentally challenged and have major issues. She protested the malicious, defaming and slanderous statements made about her by a City official. She lives in this community and is making an attempt to improve it. The Mayor needs to provide leadership by giving a stay to the God In Me Ministry for three to six months. During that time, she promised that she personally will see that everything gets done to be in compliance. COUNCILMAN WEEKLY has not been a friend to the operator of this facility. The rest of the Council should demonstrate compassion, without which there will be dire consequences up to and including lawsuits and suicides.

COUNCILMAN WEEKLY responded that he did return MS. MARTINELLI PRICE's call but her mailbox was full. He pointed out that she has been unable to get anything done for the homeless by the County. As for this facility, it is located in a residential neighborhood. It is not the organization itself. His compassion is not at issue and he is honored to represent the City of Las Vegas, but this job is not worth having someone attend a meeting and disrespect his mother. MAYOR GOODMAN directed that the exchange stop.

(5:03 – 5:07)

5-2185

TODD FARLOW, 240 North Nineteenth Street, commented that the God In Me Ministry does a great job, but he would not want it in his neighborhood either. He recommended that everyone get together on the matter. With regard to bike trails, some of them have been torn up as a result of improvements. Nevada Department of Transportation is working on the matter as they are putting in new roads. He protested the cyclone fencing and the City's trailers under US95. The Council should direct that the bike trail be restored by each Council member in their respective Ward. This is important to the citizens.

(5:07 – 5:10)

5-2380

FRANK PERNA requested additional time to speak regarding the veteran health care and the Veterans Administration Clinic relocating. Placing the care in ten different locations is illogical and inconvenient. It makes it impossible to provide good health care.

(5:10 – 5:11)

5-2520

City of Las Vegas

CITY COUNCIL MEETING OF FEBRUARY 19, 2003
Citizens Participation

MINUTES - Continued:

CHRIS CHRISTOFF returned to indicate that a lack of concern and legal assistance by the Council on the homeless facility will result in this being discussed repeatedly for 30 days.

COUNCILMAN McDONALD announced that City employee HENRY LUJAN was sent to the Middle East, along with a number of other City, Fire and Metro employees. He recommended that each member of the Council remember them and their families in their prayers.

(5:11)

5-2560

MEETING ADJOURNED AT 5:11 P.M.